

Health and Human Services Appropriations Bill House File 811

Last Action:

**House Appropriations
Committee**

April 8, 2009

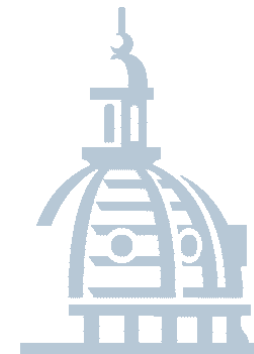
An Act relating to and making appropriations for health and human services and including other related provisions and appropriations, providing penalties, making penalties applicable and providing effective, retroactive, and applicability date provisions.

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

Fiscal Services Division

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EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

FUNDING SUMMARY

- Appropriates a total of \$1,249.7 million from the General Fund and 7,008.91 FTE positions to the Departments of Elder Affairs, Public Health, Human Services, and Veterans Affairs, and the Iowa Veterans Home. This is an increase of \$25.1 million and a decrease of 118.6 FTE positions compared to the estimated net FY 2009 appropriations. This Bill provides for a reduction in the FY 2009 Medicaid appropriation of \$52.0 million.
- Appropriates a total of \$413.3 million from other funds. This is a decrease of \$137.8 million compared to the estimated net FY 2009 appropriations. This includes:
 - A decrease of \$7.3 million from the Gambling Treatment Fund to the Department of Public Health. This reflects the elimination of the Fund and the transfer of those monies to the General Fund. The appropriations are similar in amount for the two purposes within the Addictive Disorders budget unit within the DPH.
(Page 3, Line 18; Page 5, Line 4; Page 79, Line 7; Page 89, Line 9 through Page 92, Line 19)
 - \$142.7 million from the Temporary Assistance to Needy Families (TANF) Fund to the Department of Human Services. There is no change compared to the estimated net FY 2009 appropriation.
(Page 12, Line 5 through Page 15, Line 24)
 - \$27.3 million from the Senior Living Trust Fund (SLTF) to the Departments of Elder Affairs, Human Services, and Inspections and Appeals, and the Iowa Finance Authority. This is a decrease of \$95.0 million compared to the estimated net FY 2009 appropriation.
(Page 59, Line 13 through Page 62, Line 5)
 - A decrease of \$624,000 from the Property Tax Relief Fund to the Medicaid Program. This was a one-time FY 2009 appropriation. (Not part of this FY 2010 Bill)
 - \$1.3 million from the Pharmaceutical Settlement Account to Medical Contracts. This is no change compared to the estimated net FY 2009 appropriation. (Page 62, Line 6)
 - \$120.3 million from the IowaCare Account to the Department of Human Services (DHS), the University of Iowa Hospitals and Clinics, and Polk County Broadlawns Medical Center. This is an increase of \$8.1 million compared to the estimated net FY 2009 appropriation.
(Page 62, Line 15 through Page 65, Line 19)
 - \$3.9 million from the Health Care Transformation Account (HCTA) to the DHS. This is a decrease of \$1.3 million compared to the estimated net FY 2009 appropriation.
(Page 65, Line 20 through Page 66 Line 34)
 - \$117.8 million from the Health Care Trust Fund to various Departments. This is a decrease of \$11.9 million compared to the estimated net FY 2009 appropriation.
(Page 72, Line 17 through Page 77, Line 16)

EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS

Makes the following General Fund or other fund changes for FY 2010:

- **Department of Elder Affairs:** A decrease of \$316,000 and 1.0 FTE position compared to the estimated net FY 2009 General Fund appropriation. (Page 1, Line 4)
- **Department of Public Health:** An increase of \$25.3 million and 8.75 FTE positions compared to the estimated net FY 2009 General Fund appropriation. The significant changes include:
 - An increase of \$25.6 million for Addictive Disorders. (Page 3, Line 18)
 - A decrease of \$336,000 for Healthy Children and Families. (Page 6, Line 8)
 - An increase of \$594,000 for Chronic Conditions. (Page 7, Line 2)
 - An increase of \$2.4 million for Community Capacity. (Page 7, Line 29)
 - A decrease of \$750,000 for Elderly Wellness. (Page 8, Line 29)
 - An increase of \$279,000 for Environmental Hazards. (Page 9, Line 3)
 - A decrease of \$1.2 million for Infectious Diseases. (Page 9, Line 14)
 - An increase of \$455,000 for Public Protection. (Page 9, Line 20)
 - A decrease of \$132,000 for Resource Management. (Page 10, Line 11)
- **Department of Human Services:** An increase of \$2.9 million and a decrease of 147.15 FTE positions compared to the estimated net FY 2009 General Fund appropriation. The changes include:
 - A decrease of \$7.7 million for the Family Investment Program. (Page 17, Line 34)
 - A decrease of \$1.7 million for the Child Support Recovery Unit. (Page 19, Line 30)
 - A net increase of \$32.7 million for the Medical Assistance Program. (Page 20, Line 25)
 - A decrease of \$302,000 for Medical Contracts. (Page 27, Line 9)
 - An increase of \$969,000 for the State Children's Health Insurance Program. (Page 28, Line 16)
 - A decrease of \$521,000 for Medical Assistance and Children's Health Insurance Expansions. (Page 82, Line 28)
 - A decrease of \$2.7 million for the Child Care Assistance Program. (Page 28, Line 32)
 - A decrease of \$837,000 for the Toledo Juvenile Home. (Page 31, Line 21)
 - A decrease of \$1.3 million for the Eldora Training School. (Page 31, Line 26)
 - An increase of \$1.7 million for Child and Family Services. (Page 32, Line 1)
 - An increase of \$1.2 million for the Adoption Subsidy Program. (Page 38, Line 9)
 - A decrease of \$210,000 for the Family Support Subsidy Program. (Page 39, Line 19)
 - A decrease of \$3.2 million for the four Mental Health Institutes. (Page 40, Line 9 through Page 41, Line 2)

EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS (CONTINUED)

- A decrease of \$2.9 million for the two State Resource Centers. (Page 41, Line 15 through Line 20)
- A decrease of \$1.6 million for the State Cases Program. (Page 42, Line 21)
- An increase of \$158,000 for the Sexual Predator Commitment Program. (Page 45, Line 14)
- A decrease of \$7.8 million and 183.7 FTEs for Field Operations and General Administration. (Page 46, Line 2 and Line 20)
- A decrease of \$729,000 for Family Planning Funding. (Page 47, Line 20)
- A decrease of \$97,000 for Pregnancy Counseling and Support Services. (Page 47, Line 35)
- ***Veterans Affairs:*** A decrease of \$2.8 million and an increase of 20.76 FTE positions from the General Fund for the Department of Veterans Affairs compared to the estimated net FY 2009 appropriation. This includes:
 - An increase of \$132,000 for the Department of Veterans Affairs. (Page 10, Line 29)
 - A decrease of \$3.1 million and an increase of 20.8 FTE positions for the Iowa Veterans Home. (Page 11, Line 1)
 - An increase of \$414,000 for the County Veterans Grant Program. (Page 11, Line 29)
- ***Department of Veterans Affairs:*** Requires the Iowa Veterans Home to adjust the incentive therapy program payment schedule. (Page 11, Line 13)
- ***Department of Human Services (DHS):***
 - Requires the Iowa Autism Council to work with the DHS to review the option of implementing a Medicaid waiver for autism services. (Page 26, Line 4)
 - Requires the DHS to issue a Request for Proposal (RFP) for a Medicaid correct coding initiative. (Page 26, Line 11)
 - Requires the DHS to request a Medicaid State Plan Amendment for applied behavioral analysis therapy to be effective for FY 2011. (Page 26, Line 20)
 - Permits the DHS to issue an RFP for a Medicaid transportation brokerage system. (Page 26, Line 27)
 - Specifies legislative intent regarding avoidance of a waiting list in FY 2010 with expectation of sufficient funding for child care subsidy assistance in FY 2011. (Page 29, Line 4)
 - Requires the DHS to submit a proposal to close one of the Mental Health Institutes. (Page 41, Line 3)
 - Specifies legislative intent for the DHS to initiate an evaluation system for nursing facility performance. (Page 55, Line 2)

STUDIES AND INTENT LANGUAGE

EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

STUDIES AND INTENT LANGUAGE (CONTINUED)

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Requires the DHS to submit proposed rules that have a financial impact that were not included in the FY 2010 budget to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee and the Appropriations Committees prior to the submittal for the administrative rules process. (Page 57, Line 32)
- Requires the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission and the Iowa Mental Health Planning Council to meet quarterly. (Page 72, Line 7)
- **All Four Departments:**
 - Requires the Departments of Elder Affairs, Public Health, Human Services, Veterans Affairs, and Iowa Veterans Home to:
 - Develop a plan for maximizing efficiencies within the budgets for FY 2011. (Page 58, Line 12)
 - Retain to the extent possible positions providing direct services to the public in reductions in full-time equivalent positions. (Page 58, Line 22)
- **Other:**
 - Requires the Chairpersons of the Health and Human Services Appropriations Subcommittee to appoint a stakeholder task force to address the adult mental health and developmental disabilities system. (Page 71, Line 30)
- Reduces the FY 2010 appropriation in HF 2700 (FY 2009 Standings Appropriations Act) for mental health allowed growth and provides for the FY 2010 distribution of the funds. (Page 67, Line 28 through Page 71, Line 29)
- Reduces the amount of funding transferred from the General Fund to the Health Care Trust Fund. (Page 77, Line 2)
- Increases the FY 2009 appropriation from the IowaCare Account to the Polk County Broadlawns Medical Center. Increases the amount of tax levy proceeds from the Medical Center to the Treasurer of State. (Page 77, Line 19 through Page 78, Line 25)
- Requires the DHS to revise the projects for the emergency mental health crisis system and a mental health services system for children and youth and to continue both projects for 24 months. (Page 80, Line 9)
- Reduces the FY 2009 nursing facility budget cap in the Medicaid Program. (Page 80, Line 34)
- Includes veterans in the existing Department of Public Health Viral Hepatitis Program. (Page 83, Line 28)
- Requires the Commission on Elder Affairs (Commission on Aging starting July 1, 2009) to perform the duties of the Senior Living Coordinating Unit and repeals the Senior Living Coordinating Unit. (Page 84, Line 29 through Page 89, Line 8)
- Eliminates the Gambling Treatment Fund and various statutory references. (Page 89, Line 11 through Page 92, Line 19; Page 95, Line 2)

EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

SIGNIFICANT CHANGES TO THE CODE OF IOWA (CONTINUED)

FY 2009 CARRYFORWARD, REDUCTIONS, OR SUPPLEMENTALS

- Transfers the Child Death Review Team to the Office of the State Medical Examiner. (Page 92, Line 22 through Page 94, Line 34)
- Eliminates the retailer revenue for the Electronic Benefit Transfer from the Food Assistance Program. (Page 95, Line 25)
- Requires the Department of Human Services to apply certain background checks to certain children centers. (Page 96, Line 11)
- ***Department of Elder Affairs:***
 - Permits the carryforward of \$216,242 from the FY 2009 Senior Living Trust Fund appropriation to FY 2010 and FY 2011 for matching available federal nutrition funding from the American Reinvestment and Recovery Act of 2009. (Page 81, Line 6)
- ***Department of Public Health:***
 - A combination of \$1.0 million from the General Fund, Health Care Trust Fund, and the Healthy Iowans Tobacco Trust FY 2009 appropriations is carried forward to FY 2010 for addictive disorders. (Page 78, Line 33; Page 81, Line 34; Page)
 - The remainder of the Gambling Treatment Trust Fund is carried forward to FY 2010 for gambling treatment. (Page 79, Line 13)
- ***Department of Veterans Affairs:***
 - Eliminates the FY 2009 FTE cap for the Iowa Veterans Home. (Page 79, Line 15)
 - Funds remaining from the Vietnam Veteran Bonus and the Injured Veterans Grant Program appropriations are carried forward into FY 2010. (Page 82, Line 8 and Page 82, Line 17)
- ***Department of Human Services:***
 - Increases the FY 2009 IowaCare Account appropriation for Polk County Broadlawns Medical Center. (Page 77, Line 19)
 - Decreases the FY 2009 General Fund appropriation for Medicaid. (Page 79, Line 32)
 - The remainder of the FY 2009 State Supplementary Assistance appropriation is carried forward to FY 2010 for the same purpose. (Page 80, Line 25)
 - Requires the remaining FY 2009 General Fund appropriation for Medicaid to carry forward to FY 2010 in lieu of being transferred to the Senior Living Trust Fund. (Page 81, Line 16)
 - Decreases the previously enacted FY 2010 appropriation for the Medicaid, Healthy and Well Kids in Iowa (hawk-i), and hawk-i Expansion Programs. (Page 82, Line 26)

EXECUTIVE SUMMARY NOBA

HOUSE FILE 811 HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL

EFFECTIVE DATES

- The following changes take effect on enactment.
 - Requirement that the DHS and juvenile court services develop an FY 2009 funding distribution plan by June 15, 2008. (Page 58, Line 35)
 - Carryforward of funds in the Department of Public Health relating to:
 - Addictive Disorders. (Page 78, Line 33; Page 81, Line 34; and Page 83, Line 10)
 - Gambling Treatment. (Page 79, Line 7)
 - Elimination of the FY 2009 FTE cap for the Iowa Veterans Home. (Page 79, Line 15)
 - Decrease in the FY 2009 General Fund appropriation for Medicaid. (Page 79, Line 32)
 - Extension of the emergency and children's mental health projects. (Page 80, Line 9)
 - Carryforward of the FY 2009 State Supplementary Assistance Program appropriation to FY 2010. (Page 80, Line 25)
 - Change in the FY 2009 Medicaid nursing facility budget cap. (Page 80, Line 34)
 - Carryforward of FY 2009 Senior Living Trust Fund appropriation of \$216,000. (Page 81, Line 6)
 - Carryforward of FY 2009 Medicaid appropriation for FY 2010 Medicaid expenditures. (Page 81, Line 16)
 - Carryforward of FY 2008 Vietnam Veterans Bonus funding to FY 2009 for the same purpose. (Page 82, Line 8)
 - Carryforward of FY 2007 Injured Veterans Grant Program funding to FY 2009 for the same purpose. (Page 82, Line 17)
 - Decrease in the FY 2010 Medicaid, hawk-i, and hawk-i Expansion Program appropriation. (Page 82, Line 6)
 - Transfer of the funds remaining in the Child Care Credit Fund to the General Fund. (Page 83, Line 6)
- The increases in the FY 2009 IowaCare Account appropriation to Polk County Broadlawns Medical Center and the hospital tax levy transferred from Polk County to the Treasurer of State are effective on enactment and retroactive to July 1, 2008. (Page 77, Line 19 through Page 78, Line 29)

EFFECTIVE DATE AND RETROACTIVITY PROVISION

House File 811

House File 811 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
12	27	5.2	Nwthstnd	Sec. 8.33	Nonreversion of Contract Services Funds
13	6	5.3	Nwthstnd	Sec. 8.33	FY 2008 FaDSS Carryforward
19	3	7.4	Nwthstnd	Sec. 8.39	DHS Authority to Transfer TANF Funds
43	16	23.4	Nwthstnd	Sec. 8.33	State Cases Program Carryforward
46	31	27.3	Nwthstnd	Sec. ALL, Chapter 217	Reorganization of Service Delivery
51	10	32.1(j)	Nwthstnd	Sec. All	Anesthesiologist Reimbursement Rate Increase
51	14	32.1(k)	Nwthstnd	Sec. 249A.20	Provider Rates
55	2	33	Amends	Sec. 33.4, Chapter 1187, 2008 Iowa Acts	Nursing Facility Reimbursement
60	24	39.2	Nwthstnd	Sec. 249H.7	Senior Living Programs
63	18	44.1(b)	Nwthstnd	Sec. All	IowaCare Appropriation Payments
67	12	47	Nwthstnd	Sec. 8.33	Carryforward of Medicaid Funds
67	28	48	Amends	Sec. 1.1, Chapter 1191, 2008 Iowa Acts	Mental Health Allowed Growth
68	14	49	Adds	Sec. 1.2, Chapter 1191, 2008 Iowa Acts	Mental Health Allowed Growth
69	14	49	Adds	Sec. 1.3, Chapter 1191, 2008 Iowa Acts	Mental Health Allowed Growth
69	20	49	Adds	Sec. 1.4, Chapter 1191, 2008 Iowa Acts	Mental Health Allowed Growth
77	2	54	Amends	Sec. 453A.35(1)	Transfer of Tobacco Revenue to the Health Care Trust Fund
77	19	55	Amends	Sec. 44.3, Chapter 1187, 2008 Iowa Acts	IowaCare Broadlawns
78	5	56	Nwthstnd	Sec. 249J.24(6)(a)(1)	IowaCare Broadlawns Tax Revenue Collection
78	17	56	Nwthstnd	Sec. 249J.24(6)(a)(2)	IowaCare Broadlawns Tax Revenue Collection
78	33	58	Nwthstnd	Sec. 2(1), Chapter 1187, 2008 Iowa Acts	Addictive Disorders Carryforward

Page #	Line #	Bill Section	Action	Code Section	Description
79	7	59	Nwthstnd	Sec. 3, Chapter 1187, 2008 Iowa Acts	Gambling Treatment Fund
79	15	60	Amends	Sec. 60, Section 4(2), Chapter 1187, 2008 Iowa Acts	Veterans Home FTE Positions
79	32	61	Amends	Sec. 9(2), Chapter 1187, 2008 Iowa Acts	Medicaid Deappropriation
80	9	62	Amends	Sec. 9(20), Chapter 1187, 2008 Iowa Acts	Emergency and Children's Mental Health Services
80	25	63	Amends	Sec. 12; Chapter 1187, 2008 Iowa Acts	State Supplementary Assistance Carryforward
80	34	64	Amends	Sec. 32.1(a)(1), Chapter 1187, 2008 Iowa Acts	Nursing Facility Cap
81	6	65	Amends	Sec. 39, Chapter 1187, 2008 Iowa Acts	Elder Affairs Senior Living Trust Carryforward
81	16	66	Amends	Sec. 50, Chapter 1187, 2008 Iowa Acts	Medicaid Carryforward
81	34	67	Nwthstnd	Sec. 62(1), Chapter 1187, 2008 Iowa Acts	Health Care Trust Fund - Addictive Disorders Carryforward
82	8	68	Nwthstnd	Sec. 68, Chapter 1187, 2008 Iowa Acts	Carryforward of FY 2008 Vietnam Veterans Bonus Fund
82	17	69	Amends	Sec. 69, Chapter 1187, 2008 Iowa Acts	Carryforward of FY 2007 Injured Veterans Grant Program Appropriation
82	26	70	Amends	Sec. 16, Chapter 1188, 2008 Iowa Acts	Covering All Children Appropriation
83	28	74	Amends	Sec. 135.19	Hepatitis Awareness Program
84	27	75	Repeals	Sec. 135.20	Veterans Hepatitis C Awareness Program
84	30	76	Amends	Sec. 231.14	Senior Living Coordinating Unit
87	4	77	Amends	Sec. 249H.3	Commission of Elder Affairs
87	8	78	Amends	Sec. 249H.3(6)(b)	Senior Living Coordinating Unit
87	15	79	Amends	Sec. 249H.3(8)(b)	Senior Living Coordinating Unit
87	22	80	Repeals	Sec. 249H.3(12)	Senior Living Coordinating Unit
87	24	81	Amends	Sec. 249H.4(6)	Senior Living Coordinating Unit
87	29	82	Amends	Sec. 249H.7(1)	Senior Living Coordinating Unit
88	9	83	Amends	Sec. 249H.7(2)(1)	Senior Living Coordinating Unit

Page #	Line #	Bill Section	Action	Code Section	Description
88	15	84	Amends	Sec. 249H.7(2)(c)	Senior Living Coordinating Unit
88	22	85	Amends	Sec. 249H.9(1)	Senior Living Coordinating Unit
88	31	86	Amends	Sec. 249H.10	Senior Living Coordinating Unit
89	8	87	Repeals	Sec. 231.58	Senior Living Coordinating Unit
89	29	89	Repeals	Sec. 99D.15(5)	Gambling Treatment Fund
89	31	90	Amends	Sec. 99F.4(22)	Gambling Treatment Fund
90	14	91	Repeals	Sec. 99F.11(3)(c)	Gambling Treatment Fund
90	16	92	Amends	Sec. 99G.39(1)	Gambling Treatment Fund
90	34	93	Amends	Sec. 135.150	Gambling Treatment Fund
92	22	95	Amends	Sec. 135.43(1)	Child Death Review Team Duties for State Medical Examiner
92	29	96	Amends	Sec. 135.43(2)	Child Death Review Team Duties for State Medical Examiner
93	11	97	Amends	Sec. 135.43(4)	Child Death Review Team Duties for State Medical Examiner
93	20	98	Amends	Sec. 135.43(7 and 8)	Child Death Review Team Duties for State Medical Examiner
94	22	99	Adds	Sec. 691.6(10)	Child Death Review Team Duties for State Medical Examiner
95	2	101	Amends	Sec. 123.53(3 and 4)	Repeal of Gambling Treatment Fund
95	25	102	Amends	Sec. 234.12A(1)	Eliminate EBT Fee
96	11	103	Amends	Sec. 237B.1(3)	Children Center Background Check Requirement

1 1 DIVISION I
1 2 GENERAL FUND AND BLOCK GRANT APPROPRIATIONS

1 3 ELDER AFFAIRS

1 4 Section 1. DEPARTMENT OF ELDER AFFAIRS. There is
1 5 appropriated from the general fund of the state to the
1 6 department of elder affairs for the fiscal year beginning July
1 7 1, 2009, and ending June 30, 2010, the following amount, or so
1 8 much thereof as is necessary, to be used for the purposes
1 9 designated:

General Fund appropriation to the Department of Elder Affairs.

1 10 For aging programs for the department of elder affairs and
1 11 area agencies on aging to provide citizens of Iowa who are 60
1 12 years of age and older with case management for the frail
1 13 elderly only if the monthly cost per client for case
1 14 management for the frail elderly services provided does not
1 15 exceed the amount specified in this section, resident advocate
1 16 committee coordination, employment, and other services which
1 17 may include but are not limited to adult day services, respite
1 18 care, chore services, telephone reassurance, information and
1 19 assistance, and home repair services, and for the construction
1 20 of entrance ramps which make residences accessible to the
1 21 physically handicapped, and for salaries, support,
1 22 administration, maintenance, and miscellaneous purposes, and
1 23 for not more than the following full-time equivalent
1 24 positions:
1 25 \$ 4,958,230
1 26 FTEs 39.50

General Fund appropriation to the Department of Elder Affairs for FY 2010.

DETAIL: This is a net decrease of \$316,214 and 1.00 FTE position compared to the estimated net FY 2009 appropriation. This includes:

- A decrease of \$30,000 to the Office of Substitute Decision Maker.
- A decrease of \$200,000 and 1.00 FTE position to eliminate the Aging and Disability Resource Center.
- A decrease of \$75,000 to eliminate the Long-Term Care Public Awareness Campaign.
- A decrease of \$19,000 to eliminate Area Agency on Aging (AAA) Board Training.
- A decrease of \$82,112 to eliminate AAA administration funding.
- A decrease of \$20,237 to the Retired Senior Volunteer Program.
- An increase of \$110,135 to replace savings identified in FY 2009.

1 27 1. Funds appropriated in this section may be used to
1 28 supplement federal funds under federal regulations. To
1 29 receive funds appropriated in this section, a local area
1 30 agency on aging shall match the funds with moneys from other
1 31 sources according to rules adopted by the department. Funds

Permits the use of funds appropriated in this Subsection to supplement federal funds for elderly services if those services are approved by an Area Agency on Aging. Requires local Area Agencies on Aging to match the funds for aging programs and services.

1 32 appropriated in this section may be used for elderly services
1 33 not specifically enumerated in this section only if approved
1 34 by an area agency on aging for provision of the service within
1 35 the area.

2 1 2. a. Of the funds appropriated in this section,
2 2 \$1,385,015 shall be transferred to the department of human
2 3 services in equal amounts on a quarterly basis for
2 4 reimbursement of case management services provided under the
2 5 medical assistance elderly waiver. The department of human
2 6 services shall adopt rules for case management services
2 7 provided under the medical assistance elderly waiver in
2 8 consultation with the department of elder affairs.

Requires \$1,385,015 to be transferred to the Department of Human Services (DHS) in equal amounts on a quarterly basis for Case Management reimbursement under the Medicaid Elderly Waiver for the Case Management Program for the Frail Elderly.

DETAIL: Maintains the current allocation and transfer levels.

2 9 b. The monthly cost per client for case management for the
2 10 frail elderly services provided shall not exceed an average of
2 11 \$70. However, if the department of human services adopts
2 12 administrative rules revising the reimbursement methodology to
2 13 include 15 minute units, 24-hour on-call, and other
2 14 requirements consistent with federal regulations, the \$70
2 15 monthly cap shall be eliminated and replaced with a quarterly
2 16 projection of expenditures and reimbursement revisions
2 17 necessary to maintain expenditures within the amounts budgeted
2 18 under the appropriations made for the fiscal year for the
2 19 medical assistance program.

Limits the maximum cost per client to \$70.00 per member, per month. If the Department of Human Services adopts rules to revise the reimbursement methodology for case management, the \$70.00 cap is eliminated.

2 20 c. The department shall review projections for state
2 21 funding expenditures for reimbursement of case management
2 22 services under the medical assistance elderly waiver on a
2 23 quarterly basis and shall determine if an adjustment to the
2 24 medical assistance reimbursement rates are necessary to
2 25 provide reimbursement within the state funding amounts
2 26 budgeted under the appropriations made for the fiscal year for
2 27 the medical assistance program. Any temporary enhanced
2 28 federal financial participation that may become available for

Requires the Department to review expenditure for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

2 29 the medical assistance program during the fiscal year shall
2 30 not be used in projecting the medical assistance elderly
2 31 waiver case management budget. The department shall revise
2 32 such reimbursement rates as necessary to maintain expenditures
2 33 for medical assistance elderly waiver case management services
2 34 within the state funding amounts budgeted under the
2 35 appropriations made for the fiscal year for the medical
3 1 assistance program.

3 2 3. Of the funds appropriated in this section, \$179,961
3 3 shall be transferred to the department of economic development
3 4 for the Iowa commission on volunteer services to be used for
3 5 the retired and senior volunteer program.

Requires a transfer of \$179,961 to the Iowa Commission on Volunteer Services in the Department of Economic Development for the Retired Senior Volunteer Program (RSVP).

DETAIL: This is a decrease of \$20,237 compared to the FY 2009 allocation.

3 6 4. The department shall continue the elder abuse
3 7 initiative program established pursuant to section 231.56A.

Requires the Department to continue the Elder Abuse Initiative.

3 8 5. Of the funds appropriated in this section, \$220,000
3 9 shall be used for continuation of the substitute decision
3 10 maker Act pursuant to chapter 231E.

Allocates \$220,000 to continue the State Office of Substitute Decision Maker.

DETAIL: This is a decrease of \$30,000 compared to the FY 2009 allocation.

3 11 HEALTH

3 12 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is
3 13 appropriated from the general fund of the state to the
3 14 department of public health for the fiscal year beginning July
3 15 1, 2009, and ending June 30, 2010, the following amounts, or
3 16 so much thereof as is necessary, to be used for the purposes
3 17 designated:

3 18 1. ADDICTIVE DISORDERS

3 19 For reducing the prevalence of use of tobacco, alcohol, and
 3 20 other drugs, and treating individuals affected by addictive
 3 21 behaviors, including gambling, and for not more than the
 3 22 following full-time equivalent positions:

3 23 \$ 28,652,500

3 24 FTEs 19.10

General Fund appropriation to Addictive Disorders Programs.

DETAIL: This is a net increase of \$25,616,583 and an increase in FTE positions compared to the estimated net FY 2009 appropriation. An additional \$2,748,692 is provided to Addictive Disorders Programs from the Health Care Trust Fund in Division IV. The General Fund changes include:

- A decrease of \$163,393 for a general reduction for addictive disorders programs.
- A decrease of \$1,000,000 for tobacco use prevention, cessation, and treatment due to available carryforward.
- The following increases were formerly funded by the Healthy Iowans Tobacco Trust (HITT) Fund that has been eliminated:
 - \$6,555,385 for tobacco use prevention, cessation, and treatment.
 - \$13,057,282 for substance abuse treatment.
 - \$993,487 for substance abuse prevention for kids.
- An increase of \$6,173,823 to reflect elimination of the Gambling Treatment Fund.

3 25 a. Of the funds appropriated in this subsection,
 3 26 \$8,028,214 shall be used for the tobacco use prevention and
 3 27 control initiative, including efforts at the state and local
 3 28 levels, as provided in chapter 142A.

Requires \$8,028,214 to be used for tobacco use prevention, cessation, and treatment.

DETAIL: This is an increase of \$543,344 compared to the FY 2009 allocation to reflect elimination of the HITT Fund.

3 29 (1) The director of public health shall dedicate
 3 30 sufficient resources to promote and ensure retailer compliance
 3 31 with tobacco laws and ordinances relating to persons under 18
 3 32 years of age, and shall prioritize the state's compliance in
 3 33 the allocation of available funds to comply with 42 U.S.C.
 3 34 300x=26 and section 453A.2.

Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.

3 35 (2) Of the full-time equivalent positions authorized in

Requires 2.00 FTE positions to be used jointly by the Department of

4 1 this subsection, 2.00 full-time equivalent positions shall be
4 2 utilized to provide for enforcement of tobacco laws,
4 3 regulations, and ordinances under a chapter 28D agreement
4 4 entered into between the Iowa department of public health and
4 5 the alcoholic beverages division of the department of
4 6 commerce.

Public Health and the Alcoholic Beverages Division of the Department of Commerce for enforcement of tobacco laws.

4 7 b. Of the funds appropriated in this subsection,
4 8 \$16,552,763 shall be used for substance abuse treatment.

Allocates \$16,552,763 for substance abuse treatment.

DETAIL: This is a net increase of \$2,752,763 compared to the FY 2009 allocation to reflect elimination of the HITT Fund.

4 9 (1) Of the funds allocated in this lettered paragraph,
4 10 \$993,489 shall be used for the public purpose of a grant
4 11 program to provide substance abuse prevention programming for
4 12 children.

Allocates \$993,489 for substance abuse prevention programs for children.

DETAIL: This is a decrease of \$56,513 compared to the FY 2009 allocation for a general reduction. This allocation was previously funded by the HITT Fund.

4 13 (a) Of the funds allocated in this subparagraph, \$473,100
4 14 shall be utilized for the public purpose of providing grant
4 15 funding for organizations that provide programming for
4 16 children by utilizing mentors. Programs approved for such
4 17 grants shall be certified or will be certified within six
4 18 months of receiving the grant award by the Iowa commission on
4 19 volunteer services as utilizing the standards for effective
4 20 practice for mentoring programs.

Requires an allocation of \$473,100 for substance abuse prevention programs for children to be used for programs that utilize mentors. Requires the programs that receive this funding to be verified within six months of receiving grants by the Iowa Commission on Volunteer Services as using effective standards for mentoring programs.

DETAIL: This is a decrease of \$26,900 compared to the FY 2009 allocation for a general reduction.

4 21 (b) Of the funds allocated in this subparagraph, \$473,100
4 22 shall be utilized for the public purpose of providing grant
4 23 funding for organizations that provide programming that
4 24 includes youth development and leadership. The programs shall
4 25 also be recognized as being programs that are scientifically
4 26 based with evidence of their effectiveness in reducing
4 27 substance abuse in children.

Requires an allocation of \$473,100 for substance abuse prevention programs for children to be used to provide programs that include youth and character development, and leadership. Requires the programs to be recognized as scientifically-based with evidence of effectiveness in reducing substance abuse in children.

DETAIL: This is a decrease of \$26,900 compared to the FY 2009 allocation for a general reduction.

4 28 (c) The Iowa department of public health shall utilize a
4 29 request for proposals process to implement the grant program.

Requires the Department of Public Health to issue a Request for Proposals (RFP) to determine grant recipients for the funds appropriated for substance abuse prevention programs for children.

4 30 (d) All grant recipients shall participate in a program
4 31 evaluation as a requirement for receiving grant funds.

Requires substance abuse prevention programs for children to participate in program evaluations.

4 32 (e) Of the funds allocated for the grant program, \$47,289
4 33 shall be used to administer substance abuse prevention grants
4 34 and for program evaluations.

Requires \$47,289 of the amount appropriated for substance abuse prevention programs for children to be used to administer prevention program evaluations.

DETAIL: This is a decrease of \$2,711 compared to the FY 2009 allocation for a general reduction.

4 35 (2) It is the intent of the general assembly that from the
5 1 moneys allocated in this lettered paragraph persons with a
5 2 dual diagnosis of substance abuse and gambling addictions
5 3 shall be given priority in treatment services.

Specifies it is the intent of the General Assembly that individuals with a diagnosis of both substance abuse and gambling addiction are required to be given priority in treatment services from the funds appropriated in this Section.

5 4 (3) Of the funds allocated in this lettered paragraph,
5 5 \$4,078,035 shall be used for funding of gambling treatment,
5 6 including administrative costs and to provide programs which
5 7 may include but are not limited to outpatient and follow-up
5 8 treatment for persons affected by problem gambling,
5 9 rehabilitation and residential treatment programs, information
5 10 and referral services, education and preventive services, and
5 11 financial management services. Of the amount allocated in
5 12 this lettered paragraph, up to \$100,000 may be used for the
5 13 licensing of gambling treatment programs as provided in
5 14 section 135.150.

Allocates \$4,078,035 for gambling addiction treatment.

DETAIL: This is a net increase of \$2,388,035 compared to the FY 2009 allocation to reflect elimination of the Gambling Treatment Fund. Programs that were previously funded by the Gambling Treatment Fund will now be funded by the General Fund. Permits the Department of Public Health to use a maximum of \$100,000 for licensing of gambling treatment programs.

5 15 (4) (a) Notwithstanding any provision to the contrary, to
5 16 standardize the availability, delivery, cost of delivery, and

Requires the Department of Public Health to implement a process to create a system for delivery of treatment services. Requires the process to include the establishment of joint licensure for gambling

5 17 accountability of gambling and substance abuse treatment
 5 18 services statewide, the department shall continue
 5 19 implementation of a process to create a system for delivery of
 5 20 the treatment services in accordance with the requirements
 5 21 specified in 2008 Iowa Acts, chapter 1187, section 3,
 5 22 subsection 4. To ensure the system provides a continuum of
 5 23 treatment services that best meets the needs of Iowans, the
 5 24 gambling and substance abuse treatment services in an area may
 5 25 be provided either by a single agency or by separate agencies
 5 26 submitting a joint proposal. The process shall be completed
 5 27 by July 1, 2010.

and substance abuse treatment programs. Requires the process to be completed by July 1, 2010.

5 28 (b) From the amounts allocated in this lettered paragraph
 5 29 and from other funding sources available for gambling and
 5 30 substance abuse treatment, the department may use up to
 5 31 \$100,000 for administrative costs to continue developing and
 5 32 implementing the process in accordance with subparagraph
 5 33 division (a).

Permits the Department of Public Health to allocate up to \$100,000 for administrative costs to develop and implement the process in accordance with this Subsection.

5 34 c. The bureau of substance abuse prevention and treatment,
 5 35 the division of tobacco use prevention and control, and the
 6 1 office of gambling treatment and prevention shall develop a
 6 2 strategy to coordinate prevention activities across the
 6 3 spectrum of addictive disorders in order to maximize
 6 4 efficiencies and reduce expenditures while meeting the needs
 6 5 of Iowans. The strategy shall be presented to the individuals
 6 6 specified in this Act for submission of reports by December
 6 7 15, 2009.

Requires the Bureau of Substance Abuse Prevention and Treatment, the Division of Tobacco Use, Prevention, and Control, and the Office of Gambling Treatment under the Department of Public Health to develop a strategy to maximize efficiencies and reduce expenditures related to prevention activities.

6 8 2. HEALTHY CHILDREN AND FAMILIES

6 9 For promoting the optimum health status for children,
 6 10 adolescents from birth through 21 years of age, and families,
 6 11 and for not more than the following full-time equivalent
 6 12 positions:

6 13 \$ 2,249,167
 6 14 FTEs 16.50

General Fund appropriation to the Healthy Children and Families Programs.

DETAIL: This is a decrease of \$335,669 and an increase of 0.50 FTE position compared to the estimated net FY 2009 appropriation. An additional \$493,574 is provided to the Healthy Children and Families Programs from the Health Care Trust Fund in Division IV. The

6 15 a. Of the funds appropriated in this subsection, not more
 6 16 than \$570,226 shall be used for the healthy opportunities to
 6 17 experience success (HOPES)=healthy families Iowa (HFI) program
 6 18 established pursuant to section 135.106. The department shall
 6 19 transfer the funding allocated for the HOPES=HFI program to
 6 20 the Iowa empowerment board for distribution and shall assist
 6 21 the board in managing the contracting for the funding. The
 6 22 funding shall be distributed to renew the grants that were
 6 23 provided to the grantees that operated the program during the
 6 24 fiscal year ending June 30, 2009.

6 25 b. Of the funds appropriated in this subsection, \$292,791
 6 26 shall be used to continue to address the healthy mental
 6 27 development of children from birth through five years of age
 6 28 through local evidence-based strategies that engage both the
 6 29 public and private sectors in promoting healthy development,
 6 30 prevention, and treatment for children.

6 31 c. Of the funds appropriated in this subsection, \$35,108

increase in FTE positions is to reflect actual utilization. Significant changes to the General Fund appropriation include:

- A decrease of \$98,500 for elimination of State funding for the Iowa Mother's Milk Bank Program.
- A decrease of \$36,928 for elimination of the Child Death Review Team. The responsibilities of the Program are transferred to the State Medical Examiner under the Department of Public Health in Division X.
- A decrease of \$3,546 for elimination of State funding for the Sudden Infant Death Syndrome (SIDS) Autopsies Program.
- A decrease of \$87,771 for elimination of State funding of for dental services for children through the University of Iowa College of Dentistry.
- A decrease of \$108,924 for a general reduction for Healthy Children and Families Programs.

Limits the General Fund amount used to fund the Healthy Opportunities for Parents to Experience Success (HOPES) Program to \$570,226. Requires the Department to transfer this funding to the Iowa Empowerment Board for distribution and management. The funds are required to be distributed to the grantees that received funding in FY 2009.

DETAIL: This is a decrease of \$79,446 compared to the FY 2009 allocation for a general reduction.

Allocates \$292,791 for the Assuring Better Child Health and Development (ABCD II) Program.

DETAIL: This is a decrease of \$40,793 compared to the FY 2009 allocation for a general reduction. An additional \$159,603 is allocated from the appropriation to the Healthy Children and Families Programs from the Health Care Trust Fund in Division IV.

Allocates \$35,108 for dental services for indigent elderly and disabled

6 32 shall be distributed to a statewide dental carrier to provide
 6 33 funds to continue the donated dental services program
 6 34 patterned after the projects developed by the national
 6 35 foundation of dentistry for the handicapped to provide dental
 7 1 services to indigent elderly and disabled individuals.

individuals.

DETAIL: This is a decrease of \$4,892 compared to the FY 2009 allocation for a general reduction.

7 2 3. CHRONIC CONDITIONS
 7 3 For serving individuals identified as having chronic
 7 4 conditions or special health care needs, and for not more than
 7 5 the following full-time equivalent positions:
 7 6 \$ 2,756,236
 7 7 FTEs 10.00

General Fund appropriation to the Chronic Conditions Programs.

DETAIL: This is a net increase of \$593,584 and 5.00 FTE positions compared to the estimated net FY 2009 appropriation. An additional \$891,219 is provided to the Chronic Conditions Programs from the Health Care Trust Fund (HCTF) in Division IV. The changes to the General Fund appropriation include:

- The elimination of State funding of \$59,131 for the Childhood Obesity Program. An appropriation of \$143,643 is provided to the Childhood Obesity Prevention Program from the HCTF in Division IV.
- The elimination of State funding of \$19,700 for the Hepatitis C Awareness Program.
- A general reduction of \$126,722 for Chronic Condition Programs.
- Increases that were previously funded by the Healthy Iowans Tobacco Trust (HITT) Fund:
 - \$88,938 for the Phenylketonuria (PKU) Assistance Program.
 - \$244,579 for the AIDS Drug Assistance Program (ADAP).
 - \$88,938 for the Epilepsy Education Program.
- An increase of \$324,043 to reflect the consolidation of appropriations to Chronic Conditions from HF 2539 (FY 2008 Health Care Reform Act).
- An increase of \$52,639 to restore administrative savings that were decreased in FY 2009.
- An increase of 5.00 FTE positions to reflect the FTEs currently funded by HITT that will now be funded by General Fund appropriations.

7 8 a. Of the funds appropriated in this subsection, \$176,542
 7 9 shall be used for grants to individual patients who have

Allocates \$176,542 for Phenylketonuria (PKU) assistance.

DETAIL: This is a net decrease of \$21,958 compared to yhe

7 10 phenylketonuria (PKU) to assist with the costs of necessary
7 11 special foods.

estimated net FY 2009 allocation to reflect the elimination of the HITT Fund. Additionally, a general reduction was applied to the Program.

7 12 b. Of the funds appropriated in this subsection, \$438,018
7 13 is allocated for continuation of the contracts for resource
7 14 facilitator services in accordance with section 135.22B,
7 15 subsection 9, and for brain injury training services and
7 16 recruiting of service providers to increase the capacity
7 17 within this state to address the needs of individuals with
7 18 brain injuries and such individuals' families.

Allocates \$438,018 for continuation of the two contracts from FY 2009 in the DPH's Brain Injury Services Program.

DETAIL: This is a decrease of \$54,482 compared to the FY 2009 allocation for a general reduction.

7 19 c. Of the funds appropriated in this subsection, \$244,579
7 20 shall be used as additional funding to leverage federal
7 21 funding through the federal Ryan White Care Act, Title II,
7 22 AIDS drug assistance program supplemental drug treatment
7 23 grants.

Allocates \$244,579 to the AIDS Drug Assistance Program (ADAP).

DETAIL: This is a decrease of \$30,421 from the FY 2009 allocation for a general reduction. This allocation was previously funded by the HITT Fund.

7 24 d. Of the funds appropriated in this subsection, \$88,938
7 25 shall be used for the public purpose of providing a grant to
7 26 an existing national=affiliated organization to provide
7 27 education, client=centered programs, and client and family
7 28 support for people living with epilepsy and their families.

Allocates \$88,938 for epilepsy education and support.

DETAIL: This is a decrease of \$11,062 compared to the original FY 2009 allocation for a general reduction. This allocation was previously funded by the HITT Fund.

7 29 4. COMMUNITY CAPACITY
7 30 For strengthening the health care delivery system at the
7 31 local level, and for not more than the following full=time
7 32 equivalent positions:
7 33 \$ 4,116,847
7 34 FTEs 28.00

General Fund appropriation to the Community Capacity Programs.

DETAIL: This is a net increase of \$2,422,518 and 15.00 FTE positions compared to the estimated net FY 2009 appropriation. An additional \$2,253,507 is allocated from the appropriation to the Community Capacity Program from the HCTF in Division IV. Changes to the General Fund appropriation include:

- A decrease of \$62,960 for a general reduction.
- An increase of \$1,054,060 for Local Public Health Services. This allocation was previously funded by the HITT Fund.

- An increase of \$1,267,429 to reflect consolidation of the appropriations to Community Capacity from HF 2539 (FY 2008 Health Care Reform Act).
- An increase of \$100,000 for the Department of Public Health's Public Health Modernization initiative. An additional \$61,349 is provided to the initiative from the HCTF in Division IV.
- An increase of \$63,989 to restore administrative savings that were decreased in FY 2009.
- An increase of 15.00 FTE positions to reflect the FTEs currently funded by the HITT Fund.

7 35 a. Of the funds appropriated in this subsection, \$90,000
 8 1 is allocated for a child vision screening program implemented at
 8 2 through the university of Iowa hospitals and clinics in
 8 3 collaboration with community empowerment areas.

Requires an allocation of \$90,000 for a Child Vision Screening program through the University of Iowa Hospitals and Clinics in collaboration with Community Empowerment areas.

DETAIL: This is a decrease of \$8,503 compared to the FY 2009 allocation for a general reduction.

8 4 b. Of the funds appropriated in this subsection, \$143,254
 8 5 is allocated for continuation of an initiative implemented at
 8 6 the university of Iowa and \$125,802 is allocated for
 8 7 continuation of an initiative at the state mental health
 8 8 institute at Cherokee to expand and improve the workforce
 8 9 engaged in mental health treatment and services. The
 8 10 initiatives shall receive input from the university of Iowa,
 8 11 the department of human services, the department of public
 8 12 health, and the mental health, mental retardation,
 8 13 developmental disabilities, and brain injury commission to
 8 14 address the focus of the initiatives. The department of human
 8 15 services, the department of public health, and the commission
 8 16 shall receive regular updates concerning the status of the
 8 17 initiatives.

Requires an allocation of \$143,254 for a University of Iowa initiative to expand and improve the mental health treatment and services workforce. Requires an allocation of \$125,802 for the same type of initiative at the Mental Health Institute at Cherokee. Specifies the entities required to contribute input for the initiative and that these entities are to receive regular updates on the initiative.

DETAIL: These are decreases compared to the FY 2009 allocations of \$14,056 for the University of Iowa initiative and \$12,343 to the Mental Health Institute at Cherokee for general reductions.

8 18 c. Of the funds appropriated in this subsection,
 8 19 \$1,054,060 shall be used for the healthy Iowans 2010 plan and

Requires the Department of Public Health (DPH) to use \$1,054,060 for the Healthy Iowans 2010 initiatives. Of this amount, the DPH is

8 20 of this amount not more than \$484,868 shall be used for
 8 21 essential public health services that promote healthy aging
 8 22 throughout the lifespan, contracted through a formula for
 8 23 local boards of health, to enhance health promotion and
 8 24 disease prevention services.

required to use \$484,868 for core public health functions, including home health care and public health nursing services.

DETAIL: This is a decrease of \$1,455,900 for the Healthy Iowans 2010 initiatives compared to the original FY 2009 allocation for a general reduction. This is also a decrease of \$672,614 for the Local Public Health Services compared to the original FY 2009 allocation.

8 25 d. Of the funds appropriated in this subsection, \$100,000
 8 26 may be used to further develop and implement at the state
 8 27 level, and pilot at the local level, the Iowa public health
 8 28 standards approved by the department.

Permits the Department of Public Health to use \$100,000 for the Public Health Modernization initiative.

DETAIL: This is a new allocation beginning in FY 2010.

8 29 5. ELDERLY WELLNESS
 8 30 For promotion of healthy aging and optimization of the
 8 31 health of older adults:
 8 32 \$ 8,345,779

General Fund appropriation to the Elderly Wellness Programs.

DETAIL: This is a decrease of \$749,696 compared to the estimated net FY 2009 appropriation for a general reduction.

8 33 a. Of the funds appropriated in this subsection,
 8 34 \$2,292,076 shall be used for local public health nursing
 8 35 services.

Allocates \$2,292,076 for the Local Public Health Nursing Program.

DETAIL: Maintains the current level of funding.

9 1 b. Of the funds appropriated in this subsection,
 9 2 \$6,053,703 shall be used for home care aide services.

Allocates \$6,053,703 for the Home Care Aide Services Program.

DETAIL: This is a decrease of \$749,696 compared to the FY 2009 allocation for a general reduction.

9 3 6. ENVIRONMENTAL HAZARDS
 9 4 For reducing the public's exposure to hazards in the
 9 5 environment, primarily chemical hazards, and for not more than
 9 6 the following full-time equivalent positions:
 9 7 \$ 1,000,391
 9 8 FTEs 5.00

General Fund appropriation to the Environmental Hazards Programs.

DETAIL: This is a net increase of \$278,654 and 3.00 FTEs compared to the estimated net FY 2009 appropriation. Changes include:

- A general reduction of \$67,913 for Environmental Hazard Programs.

		<ul style="list-style-type: none"> • An increase of \$262,153 for Environmental Epidemiology. This allocation was previously funded by the HITT Fund. • An increase of \$69,347 for Childhood Lead Poisoning Prevention. This allocation was previously funded by the HITT Fund. • An increase of \$15,067 to restore administrative savings that were decreased in FY 2009. • An increase of 3.00 FTE positions to reflect the FTEs currently funded by the HITT Fund.
9 9	a. Of the funds appropriated in this subsection, \$601,631	Requires an allocation of \$601,631 for childhood lead testing.
9 10	shall be used for childhood lead poisoning provisions.	DETAIL: This is a decrease of \$61,084 compared to the FY 2009 allocation for a general reduction.
9 11	b. Of the funds appropriated in this subsection, not more	Requires an allocation of \$262,153 for Environmental Epidemiology.
9 12	than \$262,153 shall be used for the development of scientific	DETAIL: This is a decrease of \$26,617 compared to the FY 2009 allocation for a general reduction. This allocation was previously
9 13	and medical expertise in environmental epidemiology.	funded by the HITT Fund.
9 14	7. INFECTIOUS DISEASES	General Fund appropriation to the Infectious Diseases Programs.
9 15	For reducing the incidence and prevalence of communicable	DETAIL: This is a decrease of \$1,164,885 and no change in FTE
9 16	diseases, and for not more than the following full-time	positions compared to the estimated net FY 2009 appropriation.
9 17	equivalent positions:	Changes include:
9 18	..... \$ 1,630,661	<ul style="list-style-type: none"> • A decrease of \$209,600 for general reductions to Infectious Diseases Programs.
9 19	..... FTEs 7.00	<ul style="list-style-type: none"> • A decrease of \$992,915 in one-time supplemental funding for FY 2009 for vaccinations used in the 2008 disaster recovery period. The supplemental funding was provided in HF 414 (FY 2009 Appropriation Adjustments Act). • An increase of \$37,632 to restore administrative savings that were decreased in FY 2009.

9 20 8. PUBLIC PROTECTION

9 21 For protecting the health and safety of the public through
 9 22 establishing standards and enforcing regulations, and for not
 9 23 more than the following full-time equivalent positions:

9 24 \$ 3,569,986

9 25 FTEs 128.00

General Fund appropriation to the Public Protection Program.

DETAIL: This is a net increase of \$454,771 and no change in FTE positions compared to the estimated net FY 2009 appropriation. Changes include:

- A general reduction of \$199,905 for Public Protection Programs.
- A decrease of \$118,247 for the Office of the State Medical Examiner for a general reduction.
- An increase of \$348,245 for Emergency Medical Services. This allocation was previously funded by the HITT Fund.
- An increase of \$539,468 for the State Poison Control Center. This allocation was previously funded by the HITT Fund.
- A decrease of \$179,822 for one-time funding in FY 2009 for startup costs for plumbing and mechanical contractor licensing.
- An increase of \$65,032 to restore administrative savings that were decreased in FY 2009.

9 26 a. Of the funds appropriated in this subsection, \$955,779
 9 27 shall be credited to the emergency medical services fund
 9 28 created in section 135.25. Moneys in the emergency medical
 9 29 services fund are appropriated to the department to be used
 9 30 for the purposes of the fund.

Requires \$955,779 to be allocated to the Emergency Medical Services Fund.

DETAIL: This is an increase of \$334,910 compared to the FY 2009 allocation. The funds are used for training and equipment provided through the Emergency Medical Services (EMS) Program.

9 31 b. Of the funds appropriated in this subsection, \$232,477
 9 32 shall be used for sexual violence prevention programming
 9 33 through a statewide organization representing programs serving
 9 34 victims of sexual violence through the department's sexual
 9 35 violence prevention program. The amount allocated in this
 10 1 lettered paragraph shall not be used to supplant funding
 10 2 administered for other sexual violence prevention or victims
 10 3 assistance programs.

Allocates \$232,477 to provide program funding for children's sexual violence prevention.

DETAIL: This is a decrease of \$26,086 compared to the FY 2009 allocation for a general reduction.

10 4 c. Of the funds appropriated in this subsection, not more
 10 5 than \$348,244 shall be used for the continuation and support

Requires an allocation up to a maximum of \$348,244 for Emergency Medical Services (EMS).

10 6 of a coordinated system of delivery of trauma and emergency
10 7 medical services.

DETAIL: This is a decrease of \$39,076 compared to the FY 2009 allocation for a general reduction. This allocation was previously funded by the HITT Fund.

10 8 d. Of the funds appropriated in this subsection, not more
10 9 than \$539,467 shall be used for the state poison control
10 10 center.

Requires an allocation up to a maximum of \$539,467 for the State Poison Control Center.

DETAIL: This is a decrease of \$60,533 compared to the FY 2009 allocation for a general reduction. This allocation was previously funded by the HITT Fund.

10 11 9. RESOURCE MANAGEMENT
10 12 For establishing and sustaining the overall ability of the
10 13 department to deliver services to the public, and for not more
10 14 than the following full-time equivalent positions:
10 15 \$ 1,062,517
10 16 FTEs 10.00

General Fund appropriation to the Resource Management Program.

DETAIL: This is a net decrease of \$131,581 and no change in FTE positions compared to the estimated net FY 2009 appropriation. Changes include:

- A general reduction of \$156,508 for Resource Management.
- An increase of \$24,927 to restore administrative savings that were decreased in FY 2009.

10 17 The university of Iowa hospitals and clinics under the
10 18 control of the state board of regents shall not receive
10 19 indirect costs from the funds appropriated in this section.
10 20 The university of Iowa hospitals and clinics billings to the
10 21 department shall be on at least a quarterly basis.

Prohibits the University of Iowa Hospitals and Clinics (UIHC) from receiving indirect cost reimbursement from General Fund appropriations to the Department of Public Health. Requires the UIHC to submit billings on a quarterly basis for FY 2010.

10 22 DEPARTMENT OF VETERANS AFFAIRS

10 23 Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is
10 24 appropriated from the general fund of the state to the
10 25 department of veterans affairs for the fiscal year beginning
10 26 July 1, 2009, and ending June 30, 2010, the following amounts,

10 27 or so much thereof as is necessary, to be used for the
10 28 purposes designated:

10 29 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

10 30 For salaries, support, maintenance, and miscellaneous
10 31 purposes, including the war orphans educational assistance
10 32 fund created in section 35.8, and for not more than the
10 33 following full-time equivalent positions:

10 34 \$ 1,067,170

10 35 FTEs 17.20

General Fund appropriation to the Department of Veteran Affairs.

DETAIL: This is a decrease of \$132,159 and no change in FTE positions compared to the estimated net FY 2009 appropriation for a general reduction of 11.02%.

11 1 2. IOWA VETERANS HOME

11 2 For salaries, support, maintenance, and miscellaneous
11 3 purposes:

11 4 \$ 11,326,650

General Fund appropriation to the Iowa Veterans Home.

DETAIL: This is a decrease of \$3,064,785 compared to the estimated net FY 2009 appropriation for an 11.30% general reduction to reflect the availability of FY 2009 carryforward funding. The Home expects to carryforward between \$5,000,000 and \$6,000,000 from FY 2009 to FY 2010.

The Bill does not cap FTE positions. The tracking document included with the Bill indicates that there is an increase of 20.76 FTE positions compared to the estimated net FY 2009 FTE positions.

11 5 a. The Iowa veterans home billings involving the
11 6 department of human services shall be submitted to the
11 7 department on at least a monthly basis.

Requires the Iowa Veterans Home to submit monthly claims relating to Medicaid to the Department of Human Services.

11 8 b. If there is a change in the employer of employees
11 9 providing services at the Iowa veterans home under a
11 10 collective bargaining agreement, such employees and the
11 11 agreement shall be continued by the successor employer as
11 12 though there had not been a change in employer.

Requires a new employer to honor an existing collective bargaining agreement at the Iowa Veterans Home.

11 13 c. Commencing with the fiscal year beginning July 1, 2009,

Requires the Iowa Veterans Home to adjust the incentive therapy

11 14 the Iowa veterans home shall revise the payment and exemption
 11 15 amounts for residents participating in the incentive therapy
 11 16 program in accordance with all of the following:
 11 17 (1) The incentive payment amount for domiciliary level of
 11 18 care residents shall be \$150 per month and for nursing level
 11 19 of care residents shall be \$75 per month.
 11 20 (2) The amounts paid under the program that are exempt
 11 21 from computation of resident support shall be increased to
 11 22 reflect the increases in the incentive payments in accordance
 11 23 with subparagraph (1).

program payment schedule. These are funds provided to residents of the Home for certain work at the Home.

11 24 3. STATE EDUCATIONAL ASSISTANCE == CHILDREN OF DECEASED
 11 25 VETERANS

General Fund appropriation for the State Educational Assistance for Children of Deceased Veterans Program.

11 26 For provision of educational assistance pursuant to section
 11 27 35.9:

DETAIL: This is a decrease of \$2,841 compared to the estimated net FY 2009 appropriation for a general decrease of 11.02%.

11 28 \$ 22,944

11 29 Sec. 4. LIMITATION OF COUNTY COMMISSION OF VETERANS
 11 30 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the
 11 31 standing appropriation in the following designated section for
 11 32 the fiscal year beginning July 1, 2009, and ending June 30,
 11 33 2010, the amounts appropriated from the general fund of the
 11 34 state pursuant to that section for the following designated
 11 35 purposes shall not exceed the following amount:

General Fund appropriation for the County Commissions of Veterans Affairs Fund.

12 1 For the county commissions of veterans affairs fund under
 12 2 section 35A.16:

DETAIL: This is an increase of \$414,401 compared to the estimated net FY 2009 appropriation. This is in lieu of a new FY 2010 standing appropriation for the same purpose. Each of the 99 counties receives a \$10,000 grant for veteran-related expenditures and \$10,000 is provided to the Department of Veterans Affairs for training expenditures.

12 3 \$ 1,000,000

12 4 HUMAN SERVICES

12 5 Sec. 5. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 12 6 GRANT. There is appropriated from the fund created in section
 12 7 8.41 to the department of human services for the fiscal year
 12 8 beginning July 1, 2009, and ending June 30, 2010, from moneys
 12 9 received under the federal temporary assistance for needy

Temporary Assistance for Needy Families (TANF) FY 2010 Block Grant Fund appropriation.

DETAIL: The federal government implemented Federal Welfare Reform on August 22, 1996. Federal Welfare Reform changed the

12 10 families (TANF) block grant pursuant to the federal Personal
 12 11 Responsibility and Work Opportunity Reconciliation Act of
 12 12 1996, Pub. L. No. 104=193, and successor legislation, which
 12 13 are federally appropriated for the federal fiscal years
 12 14 beginning October 1, 2008, and ending September 30, 2009, and
 12 15 beginning October 1, 2009, and ending September 30, 2010, the
 12 16 following amounts, or so much thereof as is necessary, to be
 12 17 used for the purposes designated:

funding for the Family Investment Program (FIP) from a matching program to a block grant of federal funds. The TANF Program was reauthorized on February 8, 2006, with work participation rates extended to separate State programs and the elimination of high performance bonuses; however, Iowa's grant remains the same at \$131,524,959 per year.

12 18 1. To be credited to the family investment program account
 12 19 and used for assistance under the family investment program
 12 20 under chapter 239B:
 12 21 \$ 26,106,513

TANF FY 2010 Block Grant appropriation for the Family Investment Program (FIP) Account.

DETAIL: This is an increase of \$5,000 compared to the estimated net FY 2009 appropriation.

12 22 2. To be credited to the family investment program account
 12 23 and used for the job opportunities and basic skills (JOBS)
 12 24 program and implementing family investment agreements in
 12 25 accordance with chapter 239B:
 12 26 \$ 13,084,528

TANF FY 2010 Block Grant appropriation for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$250,000 compared to the estimated net FY 2009 appropriation.

12 27 Notwithstanding section 8.33, not more than 5 percent of
 12 28 the moneys designated in this subsection that are allocated by
 12 29 the department for contracted services, other than family
 12 30 self=sufficiency grant services allocated under this
 12 31 subsection, that remain unencumbered or unobligated at the
 12 32 close of the fiscal year shall not revert but shall remain
 12 33 available for expenditure for the purposes designated until
 12 34 the close of the succeeding fiscal year. However, unless such
 12 35 moneys are encumbered or obligated on or before September 30,
 13 1 2010, the moneys shall revert.

CODE: Requires nonreversion of not more than 5.00% of funds allocated for contract services.

13 2 3. To be used for the family development and
 13 3 self=sufficiency grant program in accordance with section
 13 4 216A.107:

TANF FY 2010 Block Grant appropriation for the Family Development and Self Sufficiency (FaDSS) Program.

13 5	\$ 2,998,675	DETAIL: Maintains the current level of TANF support.
13 6 Notwithstanding section 8.33, moneys appropriated in this		
13 7 subsection that remain unencumbered or unobligated at the		CODE: Requires nonreversion of funds allocated for the FaDDS
13 8 close of the fiscal year shall not revert but shall remain		Grant Program.
13 9 available for expenditure for the purposes designated until		
13 10 the close of the succeeding fiscal year. However, unless such		
13 11 moneys are encumbered or obligated on or before September 30,		
13 12 2010, the moneys shall revert.		
13 13 4. For field operations:		TANF FY 2010 Block Grant appropriation for Field Operations.
13 14	\$ 18,507,495	DETAIL: Maintains the current level of TANF support.
13 15 5. For general administration:		TANF FY 2010 Block Grant appropriation for General Administration.
13 16	\$ 3,744,000	DETAIL: Maintains the current level of TANF support.
13 17 6. For local administrative costs:		TANF FY 2010 Block Grant appropriation for Local Administrative
13 18	\$ 2,189,830	Costs.
		DETAIL: Maintains the current level of TANF support.
13 19 7. For state child care assistance:		TANF FY 2010 Block Grant appropriation for Child Care Assistance.
13 20	\$ 18,986,177	DETAIL: This is an increase of \$445,000 compared to the estimated
		net FY 2009 appropriation.
13 21 a. Of the funds appropriated in this subsection,		Requires the (DHS) to use \$200,000 for training of registered child
13 22 \$18,986,177 shall be transferred to the child care and		care home providers. Permits the DHS to contract with colleges or
13 23 development block grant appropriation made by the Eighty-third		child care resource centers and specifies requirements for funding the
13 24 General Assembly, 2009 Session, for the federal fiscal year		grants and the application form for the grant.
13 25 beginning October 1, 2009, and ending September 30, 2010. Of		

13 26 this amount, \$200,000 shall be used for provision of
 13 27 educational opportunities to registered child care home
 13 28 providers in order to improve services and programs offered by
 13 29 this category of providers and to increase the number of
 13 30 providers. The department may contract with institutions of
 13 31 higher education or child care resource and referral centers
 13 32 to provide the educational opportunities. Allowable
 13 33 administrative costs under the contracts shall not exceed 5
 13 34 percent. The application for a grant shall not exceed two
 13 35 pages in length.

14 1 b. Any funds appropriated in this subsection remaining
 14 2 unallocated shall be used for state child care assistance
 14 3 payments for individuals enrolled in the family investment
 14 4 program who are employed.

Specifies that any unallocated funds be used for child care assistance for families enrolled in the FIP program.

14 5 8. For mental health and developmental disabilities
 14 6 community services:
 14 7 \$ 4,894,052

TANF FY 2010 Block Grant appropriation for Mental Health and Developmental Disabilities Community Services.

DETAIL: Maintains the current level of TANF support.

14 8 9. For child and family services:
 14 9 \$ 32,084,430

TANF FY 2010 Block Grant appropriation for Child and Family Services.

DETAIL: Maintains the current level of TANF support.

14 10 10. For child abuse prevention grants:
 14 11 \$ 250,000

TANF FY 2010 Block Grant appropriation for Child Abuse Prevention Grants.

DETAIL: Maintains the current level of TANF support.

14 12 11. For pregnancy prevention grants on the condition that
 14 13 family planning services are funded:
 14 14 \$ 1,930,067

TANF FY 2010 Block Grant appropriation for pregnancy prevention grants if family planning services are funded.

DETAIL: Maintains the current level of TANF support.

14 15 Pregnancy prevention grants shall be awarded to programs in
 14 16 existence on or before July 1, 2009, if the programs are
 14 17 comprehensive in scope and have demonstrated positive
 14 18 outcomes. Grants shall be awarded to pregnancy prevention
 14 19 programs which are developed after July 1, 2009, if the
 14 20 programs are comprehensive in scope and are based on existing
 14 21 models that have demonstrated positive outcomes. Grants shall
 14 22 comply with the requirements provided in 1997 Iowa Acts,
 14 23 chapter 208, section 14, subsections 1 and 2, including the
 14 24 requirement that grant programs must emphasize sexual
 14 25 abstinence. Priority in the awarding of grants shall be given
 14 26 to programs that serve areas of the state which demonstrate
 14 27 the highest percentage of unplanned pregnancies of females of
 14 28 childbearing age within the geographic area to be served by
 14 29 the grant.

Requires the recipients of pregnancy prevention grants to meet certain requirements of comprehensiveness and demonstration of positive outcomes. Requires pregnancy prevention grants from the TANF to include the requirement that sexual abstinence be emphasized. Specifies that priority in awarding the grants should be given to programs in areas of the State that have the highest percentage of unplanned adolescent pregnancies of females of childbearing age within the geographic area served by the grant.

14 30 12. For technology needs and other resources necessary to
 14 31 meet federal welfare reform reporting, tracking, and case
 14 32 management requirements:
 14 33 \$ 1,037,186

TANF FY 2010 Block Grant appropriation for federal welfare reform reporting, tracking, and case management technology and resource needs.

DETAIL: Maintains the current level of TANF support.

14 34 13. For the healthy opportunities for parents to
 14 35 experience success (HOPES) program administered by the
 15 1 department of public health to target child abuse prevention:
 15 2 \$ 200,000

TANF FY 2010 Block Grant appropriation for the Healthy Opportunities for Parents to Experience Success (HOPES) Program.

DETAIL: Maintains the current level of TANF support.

15 3 14. To be credited to the state child care assistance
 15 4 appropriation made in this section to be used for funding of
 15 5 community-based early childhood programs targeted to children
 15 6 from birth through five years of age developed by community
 15 7 empowerment areas as provided in section 28.9:
 15 8 \$ 7,350,000

TANF FY 2010 Block Grant appropriation to fund community-based programs for children from birth to age five as developed by community empowerment areas.

DETAIL: Maintains the current level of TANF support.

15 9 a. The department shall transfer TANF block grant funding

Requires the DHS to transfer TANF funds to the Child Care and

15 10 appropriated and allocated in this subsection to the child
15 11 care and development block grant appropriation in accordance
15 12 with federal law as necessary to comply with the provisions of
15 13 this subsection.

Development Block Grant.

15 14 b. Of the amounts appropriated in this section,
15 15 \$12,962,008 for the fiscal year beginning July 1, 2009, shall
15 16 be transferred to the appropriation of the federal social
15 17 services block grant made for that fiscal year.

Requires \$12,962,008 of the federal TANF funds appropriated in this Section to be transferred to the federal Social Services Block Grant appropriation.

DETAIL: Maintains the current level of TANF support.

15 18 c. The department may transfer funds allocated in this
15 19 section to the appropriations made in this Act for general
15 20 administration and field operations for resources necessary to
15 21 implement and operate the services referred to in this section
15 22 and those funded in the appropriation made in this division of
15 23 this Act for the family investment program from the general
15 24 fund of the state.

Permits the DHS to transfer funds to general administration and field operations for costs associated with TANF-funded Programs and the Family Investment Program (FIP).

15 25 Sec. 6. FAMILY INVESTMENT PROGRAM ACCOUNT.

15 26 1. Moneys credited to the family investment program (FIP)
15 27 account for the fiscal year beginning July 1, 2009, and ending
15 28 June 30, 2010, shall be used to provide assistance in
15 29 accordance with chapter 239B.

Requires funds credited to the Family Investment Program (FIP) Account for FY 2010 to be used as specified.

15 30 2. The department may use a portion of the moneys credited
15 31 to the FIP account under this section as necessary for
15 32 salaries, support, maintenance, and miscellaneous purposes.

Permits the DHS to use FIP funds for various administrative purposes.

15 33 3. The department may transfer funds allocated in this
15 34 section to the appropriations in this Act for general
15 35 administration and field operations for resources necessary to

Permits the DHS to transfer funds to general administration and field operations for costs associated with this Section.

16 1 implement and operate the services referred to in this section
16 2 and those funded in the appropriation made in this division of
16 3 this Act for the family investment program from the general
16 4 fund of the state.

16 5 4. Moneys appropriated in this division of this Act and
16 6 credited to the FIP account for the fiscal year beginning July
16 7 1, 2009, and ending June 30, 2010, are allocated as follows:

Requires that TANF Block Grant funds appropriated to the FIP Account be allocated as specified.

16 8 a. To be retained by the department of human services to
16 9 be used for coordinating with the department of human rights
16 10 to more effectively serve participants in the FIP program and
16 11 other shared clients and to meet federal reporting
16 12 requirements under the federal temporary assistance for needy
16 13 families block grant:
16 14 \$ 20,000

Allocates \$20,000 to the DHS to be used for administrative services.

DETAIL: Maintains the current level of support.

16 15 b. To the department of human rights for staffing,
16 16 administration, and implementation of the family development
16 17 and self=sufficiency grant program in accordance with section
16 18 216A.107:
16 19 \$ 5,378,812

Allocates \$5,378,812 of the FY 2010 General Fund appropriation and TANF funds to the Department of Human Rights for the Family Development and Self-Sufficiency (FaDSS) Grant Program.

DETAIL: This is a decrease of \$184,230 compared to the FY 2009 allocation.

16 20 (1) Of the funds allocated for the family development and
16 21 self=sufficiency grant program in this lettered paragraph, not
16 22 more than 5 percent of the funds shall be used for the
16 23 administration of the grant program.

Specifies that a maximum of 5.00% of the allocation be spent on administration of Family Development and Self-Sufficiency (FaDSS) Program grants.

16 24 (2) The department of human rights may continue to
16 25 implement the family development and self=sufficiency grant
16 26 program statewide during fiscal year 2009=2010.

Permits the Department of Human Rights to continue to implement the Family Development and Self-Sufficiency Grant Program in FY 2010.

16 27 c. For the diversion subaccount of the FIP account:

Allocates \$1,814,000 of FY 2010 TANF funds for the FIP Diversion

PG LN	House File 811	Explanation
16 28	..... \$ 1,814,000	Subaccount. DETAIL: This is a decrease of \$1,000,000 compared to the FY 2009 allocation.
16 29	A portion of the moneys allocated for the subaccount may be	Allows a portion of the FIP Diversion funds to be used to administer
16 30	used for field operations salaries, data management system	the FIP Diversion Program.
16 31	development, and implementation costs and support deemed	
16 32	necessary by the director of human services in order to	
16 33	administer the FIP diversion program.	
16 34	d. For the food stamp employment and training program:	Allocates \$68,059 of FY 2010 FIP funds to the Food Stamp
16 35	..... \$ 68,059	Employment and Training Program. DETAIL: Maintains the current level of support.
17 1	The department shall amend the food stamp employment and	Requires the Department to amend the Food Stamp Employment and
17 2	training state plan in order to maximize to the fullest extent	Training State Plan to maximize federal matching funds received.
17 3	permitted by federal law the use of the fifty=fifty match	
17 4	provisions for the claiming of allowable federal matching	
17 5	funds from the United States department of agriculture	
17 6	pursuant to the federal food stamp employment and training	
17 7	program for providing education, employment, and training	
17 8	services for eligible food assistance program participants,	
17 9	including but not limited to related dependent care and	
17 10	transportation expenses.	
17 11	e. For the JOBS program:	Permits the DHS to allocate \$22,310,116 of the FY 2010 General
17 12	..... \$ 22,310,116	Fund appropriation and TANF funds for the PROMISE JOBS Program. DETAIL: Maintains the current level of support.
17 13	5. Of the child support collections assigned under FIP, an	Requires the federal share of child support collections recovered by

17 14 amount equal to the federal share of support collections shall
 17 15 be credited to the child support recovery appropriation made
 17 16 in this division of this Act. Of the remainder of the
 17 17 assigned child support collections received by the child
 17 18 support recovery unit, a portion shall be credited to the FIP
 17 19 account, a portion may be used to increase recoveries, and a
 17 20 portion may be used to sustain cash flow in the child support
 17 21 payments account. If as a consequence of the appropriations
 17 22 and allocations made in this section the resulting amounts are
 17 23 insufficient to sustain cash assistance payments and meet
 17 24 federal maintenance of effort requirements, the department
 17 25 shall seek supplemental funding. If child support collections
 17 26 assigned under FIP are greater than estimated or are otherwise
 17 27 determined not to be required for maintenance of effort, the
 17 28 state share of either amount may be transferred to or retained
 17 29 in the child support payment account.

the State to be credited to the Child Support Recovery Unit. The remainder of support collected is credited to the FIP account and the DHS is permitted to use a portion to increase recoveries and to sustain cash flow in the child support payments account.

17 30 6. The department may adopt emergency rules for the family
 17 31 investment, JOBS, family development and self-sufficiency
 17 32 grant, food stamp, and medical assistance programs if
 17 33 necessary to comply with federal requirements.

Permits the DHS to adopt emergency administrative rules for the FIP, Food Stamp Program, and Medical Assistance Program.

17 34 Sec. 7. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is
 17 35 appropriated from the general fund of the state to the
 18 1 department of human services for the fiscal year beginning
 18 2 July 1, 2009, and ending June 30, 2010, the following amount,
 18 3 or so much thereof as is necessary, to be used for the purpose
 18 4 designated:
 18 5 To be credited to the family investment program (FIP)
 18 6 account and used for family investment program assistance
 18 7 under chapter 239B:
 18 8 \$ 34,342,700

General Fund appropriation to the DHS for the FIP, to be credited to the FIP Account.

DETAIL: This is a decrease of \$7,718,201 compared to the estimated net FY 2009 appropriation. The decrease includes:

- \$4,427,475 for a general reduction of 11.30%.
- \$2,600,000 for declining caseload.
- \$691,000 to eliminate the Electronic Benefits Transfer (EBT) retailer fee.

The appropriation for the FIP Account also contains funding for the PROMISE JOBS and FaDSS Programs. The appropriation maintains the current FIP payment levels (maximum grants of \$361 per month for a family with two persons and \$426 for a family with three

persons).

18 9 1. Of the funds appropriated in this section, \$8,975,588
18 10 is allocated for the JOBS program.

General Fund allocation of \$8,975,588 for the PROMISE JOBS and FaDSS Programs.

DETAIL: Maintains the current level of General Fund support.

18 11 2. Of the funds appropriated in this section, \$2,380,137
18 12 is allocated for the family development and self-sufficiency
18 13 grant program.

General Fund allocation of \$2,380,137 for the FaDSS Program.

DETAIL: This is a decrease of \$204,230 compared to the FY 2009 allocation.

18 14 3. a. Of the funds appropriated in this section, \$230,244
18 15 shall be used for continuation of a grant to an Iowa-based
18 16 nonprofit organization with a history of providing tax
18 17 preparation assistance to low-income Iowans in order to expand
18 18 the usage of the earned income tax credit. The purpose of the
18 19 grant is to supply this assistance to underserved areas of the
18 20 state. The grant shall be provided to an organization that
18 21 has existing national foundation support for supplying such
18 22 assistance that can also secure local charitable match
18 23 funding.

General Fund allocation of \$230,244 to provide tax preparation help for low-income Iowans.

DETAIL: This is a decrease of \$19,756 compared to the FY 2009 allocation.

18 24 b. The general assembly supports efforts by the
18 25 organization receiving funding under this subsection to create
18 26 a statewide earned income tax credit and asset-building
18 27 coalition to achieve both of the following purposes:
18 28 (1) Expanding the usage of the tax credit through new and
18 29 enhanced outreach and marketing strategies, as well as
18 30 identifying new local sites and human and financial resources.
18 31 (2) Assessing and recommending various strategies for
18 32 Iowans to develop assets through savings, individual
18 33 development accounts, financial literacy, antipredatory
18 34 lending initiatives, informed home ownership, use of various

Specifies that the General Assembly supports the efforts to create a statewide earned income tax credit and asset-building coalition.

18 35 forms of support for work, and microenterprise business
19 1 development targeted to persons who are self-employed or have
19 2 fewer than five employees.

19 3 4. Notwithstanding section 8.39, for the fiscal year
19 4 beginning July 1, 2009, if necessary to meet federal
19 5 maintenance of effort requirements or to transfer federal
19 6 temporary assistance for needy families block grant funding to
19 7 be used for purposes of the federal social services block
19 8 grant or to meet cash flow needs resulting from delays in
19 9 receiving federal funding or to implement, in accordance with
19 10 this division of this Act, activities currently funded with
19 11 juvenile court services, county, or community moneys and state
19 12 moneys used in combination with such moneys, the department of
19 13 human services may transfer funds within or between any of the
19 14 appropriations made in this division of this Act and
19 15 appropriations in law for the federal social services block
19 16 grant to the department for the following purposes, provided
19 17 that the combined amount of state and federal temporary
19 18 assistance for needy families block grant funding for each
19 19 appropriation remains the same before and after the transfer:
19 20 a. For the family investment program.
19 21 b. For child care assistance.
19 22 c. For child and family services.
19 23 d. For field operations.
19 24 e. For general administration.
19 25 f. MH/MR/DD/BI community services (local purchase).
19 26 This subsection shall not be construed to prohibit the use
19 27 of existing state transfer authority for other purposes. The
19 28 department shall report any transfers made pursuant to this
19 29 subsection to the legislative services agency.

CODE: Specifies that the DHS has the authority to transfer TANF funds to the Social Services Block Grant as necessary to meet Maintenance of Effort requirements.

19 30 Sec. 8. CHILD SUPPORT RECOVERY. There is appropriated
19 31 from the general fund of the state to the department of human
19 32 services for the fiscal year beginning July 1, 2009, and
19 33 ending June 30, 2010, the following amount, or so much thereof

General Fund appropriation to the DHS for the Child Support Recovery Unit.

DETAIL: This is a decrease of \$1,662,001 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30% and an

19 34 as is necessary, to be used for the purposes designated:
 19 35 For child support recovery, including salaries, support,
 20 1 maintenance, and miscellaneous purposes, and for not more than
 20 2 the following full-time equivalent positions:
 20 3 \$ 13,420,460
 20 4 FTEs 520.00

increase of 5.00 FTE positions.

20 5 1. The department shall expend up to \$27,032, including
 20 6 federal financial participation, for the fiscal year beginning
 20 7 July 1, 2009, for a child support public awareness campaign.
 20 8 The department and the office of the attorney general shall
 20 9 cooperate in continuation of the campaign. The public
 20 10 awareness campaign shall emphasize, through a variety of media
 20 11 activities, the importance of maximum involvement of both
 20 12 parents in the lives of their children as well as the
 20 13 importance of payment of child support obligations.

Requires the DHS to expend up to \$27,032 during FY 2010 for a child support public awareness campaign. The funding limitation includes federal funds. The campaign is to be operated in cooperation with the Office of the Attorney General and is to emphasize parental involvement and financial support.

DETAIL: This is a decrease of \$3,968 compared to the estimated net FY 2009 allocation.

20 14 2. Federal access and visitation grant moneys shall be
 20 15 issued directly to private not-for-profit agencies that
 20 16 provide services designed to increase compliance with the
 20 17 child access provisions of court orders, including but not
 20 18 limited to neutral visitation sites and mediation services.

Specifies the process for utilization of receipts from federal Access and Visitation Grants.

20 19 3. The appropriation made to the department for child
 20 20 support recovery may be used throughout the fiscal year in the
 20 21 manner necessary for purposes of cash flow management, and for
 20 22 cash flow management purposes the department may temporarily
 20 23 draw more than the amount appropriated, provided the amount
 20 24 appropriated is not exceeded at the close of the fiscal year.

Permits the DHS to use the appropriation as necessary and draw more than appropriated if needed to solve any cash flow problems, provided the amount appropriated is not exceeded at the end of the fiscal year.

20 25 Sec. 9. MEDICAL ASSISTANCE. There is appropriated from
 20 26 the general fund of the state to the department of human
 20 27 services for the fiscal year beginning July 1, 2009, and
 20 28 ending June 30, 2010, the following amount, or so much thereof
 20 29 as is necessary, to be used for the purpose designated:

General Fund appropriation to the DHS for the Medical Assistance (Medicaid) Program.

DETAIL: This is a net increase of \$32,736,517 compared to the estimated net FY 2009 appropriation. Major increases and decreases

20 30 For medical assistance reimbursement and associated costs
 20 31 as specifically provided in the reimbursement methodologies in
 20 32 effect on June 30, 2009, except as otherwise expressly
 20 33 authorized by law, including reimbursement for abortion
 20 34 services which shall be available under the medical assistance
 20 35 program only for those abortions which are medically
 21 1 necessary:
 21 2 \$678,038,847

include:

- An increase of \$53,356,130 for increases in utilization and enrollment.
- An increase of \$9,000,000 to replace funding for the four Mental Health Institutes phased out from the IowaCare Program.
- An increase of \$7,060,000 for increased clawback payments for Medicare Part D.
- An increase of \$6,038,070 to annualize the Home and Community Based Services Waiver.
- An increase of \$3,819,318 to restore carryforward funds from FY 2008.
- An increase of \$988,923 for Targeted Case Management.
- An increase of \$102,751 for a 5.00% increase for Family Planning Provider rates.
- A decrease of \$500,000 to eliminate funding for the Iowa Health Care Collaborative.
- A decrease of \$50,000 to the Iowa Chronic Care Consortium.
- A decrease of \$6,902,735 to shift General Fund Medicaid funding to the Health Care Trust Fund.
- An increase of \$94,968,712 to reflect a decrease in funding from the Senior Living Trust Fund.
- A decrease of \$85,144,652 to reflect available funds from the 6.20% Federal Medical Assistance Matching Percentage (FMAP) adjustment in the federal American Reinvestment and Recovery Act of 2009.

21 3 1. Medically necessary abortions are those performed under
 21 4 any of the following conditions:
 21 5 a. The attending physician certifies that continuing the
 21 6 pregnancy would endanger the life of the pregnant woman.
 21 7 b. The attending physician certifies that the fetus is
 21 8 physically deformed, mentally deficient, or afflicted with a
 21 9 congenital illness.
 21 10 c. The pregnancy is the result of a rape which is reported
 21 11 within 45 days of the incident to a law enforcement agency or
 21 12 public or private health agency which may include a family

Specifies conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: This is the same language that has been in the DHS Appropriations Bill for several years.

21 13 physician.
21 14 d. The pregnancy is the result of incest which is reported
21 15 within 150 days of the incident to a law enforcement agency or
21 16 public or private health agency which may include a family
21 17 physician.
21 18 e. Any spontaneous abortion, commonly known as a
21 19 miscarriage, if not all of the products of conception are
21 20 expelled.

21 21 2. The department shall utilize not more than \$60,000 of
21 22 the funds appropriated in this section to continue the
21 23 AIDS/HIV health insurance premium payment program as
21 24 established in 1992 Iowa Acts, Second Extraordinary Session,
21 25 chapter 1001, section 409, subsection 6. Of the funds
21 26 allocated in this subsection, not more than \$5,000 may be
21 27 expended for administrative purposes.

Requires the DHS to use a maximum of \$60,000 of the funds appropriated for Medical Assistance to continue the Acquired Immune Deficiency Syndrome/Human Immunodeficiency Virus (AIDS/HIV) Health Insurance Premium Payment as established during the Second Extraordinary Session in 1992.

DETAIL: Maintains the current level of General Fund support.

21 28 3. Of the funds appropriated in this Act to the department
21 29 of public health for addictive disorders, \$950,000 for the
21 30 fiscal year beginning July 1, 2009, shall be transferred to
21 31 the department of human services for an integrated substance
21 32 abuse managed care system. The department shall not assume
21 33 management of the substance abuse system in place of the
21 34 managed care contractor unless such a change in approach is
21 35 specifically authorized in law. The departments of human
22 1 services and public health shall work together to maintain the
22 2 level of mental health and substance abuse services provided
22 3 by the managed care contractor through the Iowa plan for
22 4 behavioral health. Each department shall take the steps
22 5 necessary to continue the federal waivers as necessary to
22 6 maintain the level of services.

Requires \$950,000 from the Substance Abuse Grants appropriation in the Department of Public Health to be transferred to the Medical Assistance Program in the DHS for continuation of the Managed Substance Abuse Treatment Program. Also, requires the DHS to assume management of the Program.

DETAIL: Maintains the current level of General Fund support. The Managed Substance Abuse Treatment Program was funded for the first time in FY 1996.

22 7 4. a. The department shall aggressively pursue options
22 8 for providing medical assistance or other assistance to
22 9 individuals with special needs who become ineligible to

Requires the DHS to aggressively pursue options for assisting special needs individuals that become ineligible for continued services under the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Program as a result of turning 21 years of age. The individuals are to

22 10 continue receiving services under the early and periodic
 22 11 screening, diagnosis, and treatment program under the medical
 22 12 assistance program due to becoming 21 years of age who have
 22 13 been approved for additional assistance through the
 22 14 department's exception to policy provisions, but who have
 22 15 health care needs in excess of the funding available through
 22 16 the exception to policy provisions.
 22 17 b. Of the funds appropriated in this section, \$100,000
 22 18 shall be used for participation in one or more pilot projects
 22 19 operated by a private provider to allow the individual or
 22 20 individuals to receive service in the community in accordance
 22 21 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
 22 22 (1999), for the purpose of providing medical assistance or
 22 23 other assistance to individuals with special needs who become
 22 24 ineligible to continue receiving services under the early and
 22 25 periodic screening, diagnosis, and treatment program under the
 22 26 medical assistance program due to becoming 21 years of age who
 22 27 have been approved for additional assistance through the
 22 28 department's exception to policy provisions, but who have
 22 29 health care needs in excess of the funding available through
 22 30 the exception to the policy provisions.

have been approved for additional assistance through the DHS exception to policy process, but have health care needs exceeding available funding. This Section requires the Department to allocate \$100,000 to fund one or more pilot projects focused on providing care in the community.

DETAIL: Maintains the current level of General Fund support.

22 31 5. Of the funds appropriated in this section, up to
 22 32 \$3,050,082 may be transferred to the field operations or
 22 33 general administration appropriations in this Act for
 22 34 operational costs associated with Part D of the federal
 22 35 Medicare Prescription Drug, Improvement, and Modernization Act
 23 1 of 2003, Pub. L. No. 108=173.

Permits the DHS to transfer up to \$3,050,082 to Field Operations or General Administration for implementation costs of the new Medicare Part D prescription drug benefit and low-income subsidy application process.

23 2 6. Of the funds appropriated in this section, not more
 23 3 than \$166,600 shall be used to enhance outreach efforts. The
 23 4 department may transfer funds allocated in this subsection to
 23 5 the appropriations in this division of this Act for general
 23 6 administration, the state children's health insurance program,
 23 7 or medical contracts, as necessary, to implement the outreach
 23 8 efforts.

Prohibits the Department from expending more than \$166,600 for outreach for the Medicaid and hawk-i programs.

23 9 7. Of the funds appropriated in this section, up to
 23 10 \$442,100 may be transferred to the appropriation in this Act
 23 11 for medical contracts to be used for clinical assessment
 23 12 services related to remedial services in accordance with
 23 13 federal law.

Permits a maximum of \$442,100 for Clinical Assessment Services.

DETAIL: Maintains the current allocation level.

23 14 8. A portion of the funds appropriated in this section may
 23 15 be transferred to the appropriations in this division of this
 23 16 Act for general administration, medical contracts, the state
 23 17 children's health insurance program, or field operations to be
 23 18 used for the state match cost to comply with the payment error
 23 19 rate measurement (PERM) program for both the medical
 23 20 assistance and state children's health insurance programs as
 23 21 developed by the centers for Medicare and Medicaid services of
 23 22 the United States department of health and human services to
 23 23 comply with the federal Improper Payments Information Act of
 23 24 2002, Pub. L. No. 107=300.

Permits the Department to use a portion of the funds appropriated to carry out the Payment Error Rate Measurement (PERM) Program. This brings the Department into compliance with the federal Improper Payments Information Act of 2002.

23 25 9. It is the intent of the general assembly that the
 23 26 department continue to implement the recommendations of the
 23 27 assuring better child health and development initiative II
 23 28 (ABCDII) clinical panel to the Iowa early and periodic
 23 29 screening, diagnostic, and treatment services healthy mental
 23 30 development collaborative board regarding changes to billing
 23 31 procedures, codes, and eligible service providers.

Specifies legislative intent that the Department continue to implement the recommendations of the ABCD II Clinical Panel for changes to billing procedures, codes, and eligible service providers.

23 32 10. Of the funds appropriated in this section, a
 23 33 sufficient amount is allocated to supplement the incomes of
 23 34 residents of nursing facilities, intermediate care facilities
 23 35 for persons with mental illness, and intermediate care
 24 1 facilities for persons with mental retardation, with incomes
 24 2 of less than \$50 in the amount necessary for the residents to
 24 3 receive a personal needs allowance of \$50 per month pursuant
 24 4 to section 249A.30A.

Requires the Department to provide residents in nursing facilities, ICF/MRs, and ICF/MIs with a personal needs allowance of \$50 per month.

DETAIL: There are no changes in this provision from FY 2009.

24 5 11. Of the funds appropriated in this section, the

Transfers funds from the Medical Assistance appropriation to the four

24 6	following amounts shall be transferred to appropriations made	Mental Health Institutes.
24 7	in this division of this Act to the state mental health	
24 8	institutes:	DETAIL: The funds are transferred to replace funding from the
24 9	a. Cherokee mental health institute \$ 9,098,425	IowaCare Program that is being phased out in FY 2009 and FY 2010.
24 10	b. Clarinda mental health institute \$ 1,977,305	
24 11	c. Independence mental health institute \$ 9,045,894	
24 12	d. Mount Pleasant mental health institute \$ 5,752,587	
24 13	12. a. Of the funds appropriated in this section,	Allocates \$3,687,889 for the State match for the disproportionate
24 14	\$3,687,889 is allocated for state match for disproportionate	share hospital payment of \$7,321,954.
24 15	share hospital payment of \$7,321,954 to hospitals that meet	
24 16	both of the following conditions:	
24 17	(1) The hospital qualifies for disproportionate share and	
24 18	graduate medical education payments.	
24 19	(2) The hospital is an Iowa state-owned hospital with more	
24 20	than 500 beds and eight or more distinct residency specialty	
24 21	or subspecialty programs recognized by the American college of	
24 22	graduate medical education.	
24 23	b. Distribution of the disproportionate share payment	
24 24	shall be made on a monthly basis. The total amount of	
24 25	disproportionate share payments including graduate medical	
24 26	education, enhanced disproportionate share, and Iowa	
24 27	state-owned teaching hospital payments shall not exceed the	
24 28	amount of the state's allotment under Pub. L. No. 102=234. In	
24 29	addition, the total amount of all disproportionate share	
24 30	payments shall not exceed the hospital-specific	
24 31	disproportionate share limits under Pub. L. No. 103=66.	
24 32	13. Of the funds appropriated in this section, \$4,634,065	Transfers \$4,634,065 to the IowaCare Program.
24 33	is transferred to the IowaCare account created in section	
24 34	249J.24.	
24 35	14. Of the funds appropriated in this section, \$200,000	Allocates \$200,000 to the Iowa Chronic Care Consortium.
25 1	shall be used for the Iowa chronic care consortium pursuant to	
25 2	2003 Iowa Acts, chapter 112, section 12, as amended by 2003	DETAIL: This is a decrease of \$50,000 compared to the FY 2009
25 3	Iowa Acts, chapter 179, sections 166 and 167.	allocation.

25 4 15. One hundred percent of the nonfederal share of
25 5 payments to area education agencies that are medical
25 6 assistance providers for medical assistance=covered services
25 7 provided to medical assistance=covered children, shall be made
25 8 from the appropriation made in this section.

Allocates Medicaid funds to Area Education Agencies.

25 9 16. a. Any new or renewed contract entered into by the
25 10 department with a third party to administer behavioral health
25 11 services under the medical assistance program shall provide
25 12 that any interest earned on payments from the state during the
25 13 state fiscal year shall be remitted to the department for
25 14 deposit in a separate account after the end of the fiscal
25 15 year.
25 16 b. The department shall continue to maintain a separate
25 17 account within the medical assistance budget for the deposit
25 18 of all funds remitted pursuant to a contract with a third
25 19 party to administer behavioral health services under the
25 20 medical assistance program established pursuant to 2008 Iowa
25 21 Acts 1187, section 9, subsection 20. Notwithstanding section
25 22 8.33, funds remaining in the account that remain unencumbered
25 23 or unobligated at the end of any fiscal year shall not revert
25 24 but shall remain available in succeeding fiscal years and
25 25 shall be used only in accordance with appropriations from the
25 26 account for health and human services=related purposes.

Specifies that any new or renewed contract with a third party behavioral health administrator requires interest earned to be remitted to the Department for deposit in a separate account that can only be used for Health and Human Services related activities.

25 27 17. The department shall continue to implement the
25 28 provisions in 2007 Iowa Acts, chapter 218, section 124 and
25 29 section 126, as amended by 2008 Iowa Acts, chapter 1188,
25 30 section 55, relating to eligibility for certain persons with
25 31 disabilities under the medical assistance program in
25 32 accordance with the federal family opportunity Act.

Requires the Department to continue the implementation of the federal Family Opportunity Act.

DETAIL: The Family Opportunity Act is a Medicaid buy-in Program for children with family income of up to 300.00% of the Federal Poverty Level and meet SSI-eligibility requirements.

25 33 18. The department shall add behavior programming, crisis
25 34 intervention, and mental health outreach services to the home
25 35 and community=based services mental retardation waiver in

Requires the Department to add behavior programming, crisis intervention, and mental health outreach services to the Mental Retardation Waiver under the Home and Community Based Services Waiver Programs.

26 1 order to continue necessary home and community-based services
26 2 for persons transitioning into the community under the money
26 3 follows the person grant program.

DETAIL: This change is required to maintain compliance with the federal Money Follows the Person Grant.

26 4 19. It is the intent of the general assembly that the Iowa
26 5 autism council established in section 256.35A shall work with
26 6 the department of human services to review the option of
26 7 implementing a home and community-based services waiver for
26 8 individuals up to 21 years of age with autism under the
26 9 medical assistance program. The council shall present final
26 10 recommendations to the general assembly by January 15, 2010.

Requires the Department to review options for implementing a Home and Community Based Waiver for individuals under the age of 21 with autism.

26 11 20. The department shall issue a request for proposals to
26 12 implement a correct coding initiative for the medical
26 13 assistance program to promote correct coding of health care
26 14 services by providers, to evaluate claims submissions, and to
26 15 prevent improper payment. The department may use a portion of
26 16 any savings projected to result from the initiative for
26 17 one-time implementation costs and for on-going costs of the
26 18 contract to the extent that savings exceed costs of the
26 19 initiative.

Requires the Department to issue a Request for Proposal (RFP) to implement a correct coding initiative for the Medicaid Program. This will help eliminate any improper payments and save the State money.

26 20 21. The department shall request a medical assistance
26 21 state plan amendment to be effective July 1, 2010, that
26 22 specifies the coverage criteria for applied behavioral
26 23 analysis therapy in the remedial services program. Such
26 24 coverage criteria shall be based on the best practices in
26 25 medical literature that have been documented to achieve
26 26 results.

Requires the Department to submit a State Plan Amendment to cover Applied Behavioral Analysis Therapy in the Remedial Services Program.

26 27 22. The department may issue a request for proposals to
26 28 implement a transportation brokerage system for administering
26 29 medical assistance program medical transportation payments and

Permits the Department to issue a RFP to implement a transportation brokerage system for Medicaid transportation payments and client referrals.

26 30 client referrals. Any request for proposals shall be
 26 31 structured to be budget neutral to the state.

26 32 Sec. 10. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There
 26 33 is appropriated from the general fund of the state to the
 26 34 department of human services for the fiscal year beginning
 26 35 July 1, 2009, and ending June 30, 2010, the following amount,
 27 1 or so much thereof as is necessary, to be used for the purpose
 27 2 designated:
 27 3 For administration of the health insurance premium payment
 27 4 program, including salaries, support, maintenance, and
 27 5 miscellaneous purposes, and for not more than the following
 27 6 full-time equivalent positions:
 27 7 \$ 508,011
 27 8 FTEs 19.00

General Fund appropriation to the DHS for the Health Insurance
 Premium Payment (HIPP) Program.

DETAIL: This is a decrease of \$62,913 compared to the estimated
 net FY 2009 appropriation for a general reduction of 11.30% and a
 decrease of 2.00 FTE positions.

27 9 Sec. 11. MEDICAL CONTRACTS. There is appropriated from
 27 10 the general fund of the state to the department of human
 27 11 services for the fiscal year beginning July 1, 2009, and
 27 12 ending June 30, 2010, the following amount, or so much thereof
 27 13 as is necessary, to be used for the purpose designated:
 27 14 For medical contracts, including salaries, support,
 27 15 maintenance, and miscellaneous purposes, and for not more than
 27 16 the following full-time equivalent positions:
 27 17 \$ 13,651,503
 27 18 FTEs 6.00

General Fund appropriation to the DHS for Medical Contracts.

DETAIL: This is a net decrease of \$301,564 compared to the
 estimated net FY 2009 appropriation and no change in FTE positions.
 Changes include:

- An increase of \$1,298,761 for vendor and contract procurement,
inflation, and system changes required by federal law.
- A decrease of \$1,600,325 for a general reduction of 11.30%.

27 19 Sec. 12. STATE SUPPLEMENTARY ASSISTANCE.
 27 20 1. There is appropriated from the general fund of the
 27 21 state to the department of human services for the fiscal year
 27 22 beginning July 1, 2009, and ending June 30, 2010, the
 27 23 following amount, or so much thereof as is necessary, to be
 27 24 used for the purpose designated:
 27 25 For the state supplementary assistance program:
 27 26 \$ 18,412,646

General Fund appropriation to the DHS for State Supplementary
 Assistance.

DETAIL: This is a net increase of \$80,432 compared to the estimated
 net FY 2009. Major increases and decreases include:

- An increase of \$2,426,972 to maintain Maintenance of Effort
requirements.
- A decrease of \$500,000 to reflect an available carryforward.

- An increase of \$182,381 to replace funding from the Health Iowan's Tobacco Trust Fund.
- A decrease of \$2,028,921 for a general reduction of 11.30%

27 27 2. The department shall increase the personal needs
 27 28 allowance for residents of residential care facilities by the
 27 29 same percentage and at the same time as federal supplemental
 27 30 security income and federal social security benefits are
 27 31 increased due to a recognized increase in the cost of living.
 27 32 The department may adopt emergency rules to implement this
 27 33 subsection.

Requires the DHS to increase the personal needs allowance of residential care facilities residents at the same rate and time as federal Supplemental Security Income (SSI) and Social Security benefits are increased. Permits the DHS to adopt emergency rules for implementation.

27 34 3. If during the fiscal year beginning July 1, 2009, the
 27 35 department projects that state supplementary assistance
 28 1 expenditures for a calendar year will not meet the federal
 28 2 pass-through requirement specified in Title XVI of the federal
 28 3 Social Security Act, section 1618, as codified in 42 U.S.C.
 28 4 1382g, the department may take actions including but not
 28 5 limited to increasing the personal needs allowance for
 28 6 residential care facility residents and making programmatic
 28 7 adjustments or upward adjustments of the residential care
 28 8 facility or in-home health-related care reimbursement rates
 28 9 prescribed in this division of this Act to ensure that federal
 28 10 requirements are met. In addition, the department may make
 28 11 other programmatic and rate adjustments necessary to remain
 28 12 within the amount appropriated in this section while ensuring
 28 13 compliance with federal requirements. The department may
 28 14 adopt emergency rules to implement the provisions of this
 28 15 subsection.

Permits the DHS to adjust rates for State Supplementary Assistance to meet federal maintenance of effort requirements. Permits the DHS to adopt emergency rules for implementation.

28 16 Sec. 13. STATE CHILDREN'S HEALTH INSURANCE PROGRAM.
 28 17 1. There is appropriated from the general fund of the
 28 18 state to the department of human services for the fiscal year

General Fund appropriation to the DHS for the Children's Health Insurance Program, also known as the Healthy and Well Kids in Iowa (hawk-i) Program.

28 19 beginning July 1, 2009, and ending June 30, 2010, the
 28 20 following amount, or so much thereof as is necessary, to be
 28 21 used for the purpose designated:
 28 22 For maintenance of the healthy and well kids in Iowa (hawk=
 28 23 i) program pursuant to chapter 514I for receipt of federal
 28 24 financial participation under Title XXI of the federal Social
 28 25 Security Act, which creates the state children's health
 28 26 insurance program:
 28 27 \$ 14,629,830

DETAIL: This is a net increase of \$968,978 compared to the estimated net FY 2009 appropriation. Major increases and decreases include:

- An increase of \$276,850 to continue to enroll additional eligible children.
- An increase of \$4,838,432 to replace carryforward funds available from FY 2008.
- An increase of \$219,000 to continue outreach and advertising efforts.
- A decrease of \$2,500,000 to reflect available funds in the hawk-i Trust Fund.
- A decrease of \$234,282 for an annual FMAP adjustment.
- A decrease of \$1,631,022 for a general reduction of 11.30%.

28 28 2. Of the funds appropriated in this section, \$128,950 is
 28 29 allocated for continuation of the contract for advertising and
 28 30 outreach with the department of public health and \$90,050 is
 28 31 allocated for other advertising and outreach.

Allocates \$128,950 to continue an outreach contract with the Department of Public Health and allocates up to \$90,050 for additional advertising and outreach.

28 32 Sec. 14. CHILD CARE ASSISTANCE. There is appropriated
 28 33 from the general fund of the state to the department of human
 28 34 services for the fiscal year beginning July 1, 2009, and
 28 35 ending June 30, 2010, the following amount, or so much thereof
 29 1 as is necessary, to be used for the purpose designated:
 29 2 For child care programs:
 29 3 \$ 37,799,472

General Fund appropriation to the DHS for the Child Care Assistance Programs.

DETAIL: This is a net decrease of \$2,684,260 compared to the estimated net FY 2009 appropriation. Changes include:

- An increase of \$1,135,646 for annual caseload growth for the Child Care Subsidy Program.
- A decrease of \$872,509 to reflect available carryforward from FY 2009.
- A decrease of \$445,000 to reflect an increase in federal Temporary Assistance for Needy Families (TANF) funding.
- A decrease of \$175,000 for a one-time grant for an exceptional children organization in a single county.
- A decrease of \$161,471 to reflect decreased costs for the Quality Rating System (QRS) Program.

- A decrease of \$179,175 to reflect an increase in the Federal Medical Assistance Percentage (FMAP) rate.
- An increase of \$2,600,000 to replace funding from the Child Care Tax Credit Fund that is being eliminated beginning in FY 2010.
- A decrease of \$4,586,751 to implement an across-the-board reduction of 11.32% for Child Care Assistance Programs.

29 4 1. Of the funds appropriated in this section, \$34,365,770
 29 5 shall be used for state child care assistance in accordance
 29 6 with section 237A.13. It is the intent of the general
 29 7 assembly to appropriate sufficient funding for the state child
 29 8 care assistance program for the fiscal year beginning July 1,
 29 9 2010, in order to avoid establishment of waiting list
 29 10 requirements by the department in the preceding fiscal year in
 29 11 anticipation that enhanced funding under the federal American
 29 12 Recovery and Reinvestment Act of 2009 will not be replaced for
 29 13 the fiscal year beginning July 1, 2009.

Allocates \$34,365,770 to be used to provide child care assistance for low-income employed lowans. Specifies it is the intent of the Legislature to appropriate sufficient funding to the Program in FY 2011 to avoid the DHS beginning a waiting list for services in FY 2010.

DETAIL: This is a decrease of \$3,223,799 compared to the FY 2009 allocation.

29 14 2. Nothing in this section shall be construed or is
 29 15 intended as or shall imply a grant of entitlement for services
 29 16 to persons who are eligible for assistance due to an income
 29 17 level consistent with the waiting list requirements of section
 29 18 237A.13. Any state obligation to provide services pursuant to
 29 19 this section is limited to the extent of the funds
 29 20 appropriated in this section.

Specifies that assistance from the Child Care Assistance Program is not an entitlement and the State's obligation to provide services is limited to the funds available.

29 21 3. Of the funds appropriated in this section, \$480,453 is
 29 22 allocated for the statewide program for child care resource
 29 23 and referral services under section 237A.26. A list of the
 29 24 registered and licensed child care facilities operating in the
 29 25 area served by a child care resource and referral service
 29 26 shall be made available to the families receiving state child
 29 27 care assistance in that area.

Allocates \$480,453 for the Statewide Child Care Resource and Referral Program. Requires a list of the registered and licensed child care facilities to be made available by Child Care Resource and Referral Programs to families receiving assistance under the Child Care Assistance Program.

DETAIL: This is a decrease of \$45,071 compared to the FY 2009 allocation for a general reduction.

29 28 4. a. Of the funds appropriated in this section,

Allocates \$1,536,181 for the Quality Rating System (QRS).

29 29 \$1,536,181 is allocated for child care quality improvement
29 30 initiatives including but not limited to the voluntary quality
29 31 rating system in accordance with section 237A.30.

DETAIL: This is a decrease of \$144,107 compared to the FY 2009 allocation for a general reduction.

29 32 b. The department shall revise the achievement bonus
29 33 provisions under the initiative to provide that unless the
29 34 initiative requires a provider to take additional actions to
29 35 maintain a rating, the bonus amount paid for the provider
30 1 maintaining a rating in years subsequent to the initial rating
30 2 award shall not be more than 50 percent of the amount of the
30 3 initial bonus award.

Requires the Department of Human Services to revise the current method of awarding achievement bonuses for participants in the QRS.

30 4 5. The department may use any of the funds appropriated in
30 5 this section as a match to obtain federal funds for use in
30 6 expanding child care assistance and related programs. For the
30 7 purpose of expenditures of state and federal child care
30 8 funding, funds shall be considered obligated at the time
30 9 expenditures are projected or are allocated to the
30 10 department's service areas. Projections shall be based on
30 11 current and projected caseload growth, current and projected
30 12 provider rates, staffing requirements for eligibility
30 13 determination and management of program requirements including
30 14 data systems management, staffing requirements for
30 15 administration of the program, contractual and grant
30 16 obligations and any transfers to other state agencies, and
30 17 obligations for decategorization or innovation projects.

Permits funds appropriated for child care to be used as matching funds for federal grants. Specifies that funds are obligated when expenditures are projected or allocated to the DHS regions.

DETAIL: This provision was also in effect for FY 2009.

30 18 6. A portion of the state match for the federal child care
30 19 and development block grant shall be provided as necessary to
30 20 meet federal matching funds requirements through the state
30 21 general fund appropriation made for child development grants
30 22 and other programs for at-risk children in section 279.51.

Requires a portion of the State match for the federal Child Care and Development Block Grant to be provided from the State appropriation for child development grants and other programs for at-risk children.

30 23 7. Of the funds appropriated in this section, \$1,097,084

Requires a transfer of \$1,097,084 to the Iowa Empowerment Board

30 24 is transferred to the Iowa empowerment fund from which it is
 30 25 appropriated to be used for professional development for the
 30 26 system of early care, health, and education.

for professional development opportunities for individuals working in early care, health, and education.

DETAIL: This is a decrease of \$102,916 compared to the FY 2009 transfer for a general reduction.

30 27 8. Of the funds appropriated in this section, \$175,000
 30 28 shall be allocated to a county with a population of more than
 30 29 300,000 to be used for continuation of a grant to support
 30 30 child care center services provided to children with mental,
 30 31 physical, or emotional challenges in order for the children to
 30 32 remain in a home or family setting.

Requires \$175,000 of the Child Care appropriation to be transferred to Polk County to support child care center services for children with various special needs for a one-time grant.

DETAIL: This is a decrease of \$175,000 compared to the FY 2009 allocation. Local government resources will be used to match the State's share of funding.

30 33 9. Of the amount allocated in subsection 1, \$93,000 shall
 30 34 be used for the public purpose of providing a grant to a
 30 35 neighborhood affordable housing and services organization
 31 1 established in a county with a population of more than
 31 2 350,000, that provides at least 300 apartment units to house
 31 3 more than 1,000 residents, of which more than 80 percent
 31 4 belong to a minority population and at least 95 percent are
 31 5 headed by a single parent and have an income below federal
 31 6 poverty guidelines, to be used for child development
 31 7 programming for children residing in the housing.

Requires \$93,000 to be used for child development programming for children residing in the Oakridge Neighborhood in the city of Des Moines in Polk County.

DETAIL: This is a new appropriation for FY 2010.

31 8 10. Notwithstanding section 8.33, moneys appropriated in
 31 9 this section or received from the federal appropriations made
 31 10 for the purposes of this section that remain unencumbered or
 31 11 unobligated at the close of the fiscal year shall not revert
 31 12 to any fund but shall remain available for expenditure for the
 31 13 purposes designated until the close of the succeeding fiscal
 31 14 year.

CODE: Requires nonreversion of FY 2009 Child Care Assistance Program funds.

31 15 Sec. 15. JUVENILE INSTITUTIONS. There is appropriated

31 16 from the general fund of the state to the department of human
 31 17 services for the fiscal year beginning July 1, 2009, and
 31 18 ending June 30, 2010, the following amounts, or so much
 31 19 thereof as is necessary, to be used for the purposes
 31 20 designated:

31 21 1. For operation of the Iowa juvenile home at Toledo and
 31 22 for salaries, support, and maintenance, and for not more than
 31 23 the following full-time equivalent positions:

31 24 \$ 6,754,759

31 25 FTEs 125.00

General Fund appropriation to the DHS for the Juvenile Home at Toledo.

DETAIL: This is a decrease of \$836,515 and 1.00 FTE position compared to the estimated net FY 2009 appropriation for the implementation of an 11.01% across-the-board reduction for FY 2010.

31 26 2. For operation of the state training school at Eldora
 31 27 and for salaries, support, and maintenance, and for not more
 31 28 than the following full-time equivalent positions:

31 29 \$ 10,717,787

31 30 FTEs 202.70

General Fund appropriation to the DHS for the State Training School at Eldora.

DETAIL: This is a decrease of \$1,327,300 and no change to FTE positions compared to the estimated net FY 2009 appropriation for the implementation of an 11.31% across-the-board reduction for FY 2010.

31 31 3. A portion of the moneys appropriated in this section
 31 32 shall be used by the state training school and by the Iowa
 31 33 juvenile home for grants for adolescent pregnancy prevention
 31 34 activities at the institutions in the fiscal year beginning
 31 35 July 1, 2009.

Requires a portion of the funds appropriated for the two juvenile institutions to be used for pregnancy prevention in FY 2010.

DETAIL: This provision was also in effect for FY 2009.

32 1 Sec. 16. CHILD AND FAMILY SERVICES.

32 2 1. There is appropriated from the general fund of the
 32 3 state to the department of human services for the fiscal year
 32 4 beginning July 1, 2009, and ending June 30, 2010, the
 32 5 following amount, or so much thereof as is necessary, to be
 32 6 used for the purpose designated:

32 7 For child and family services:

32 8 \$ 90,591,451

General Fund appropriation to the DHS for Child and Family Services.

DETAIL: This is a net increase of \$1,619,722 compared to the estimated net FY 2009 appropriation. Changes include:

- A decrease of \$98,500 to eliminate State funding for a child protection center in Black Hawk County.
- A decrease of \$175,984 for protective child care services for a general reduction.
- A decrease of \$136,895 for the Preparation for Adult Living

-
- (PALS) Program for a general reduction.
- A decrease of \$209,552 for adolescent monitoring services for a general reduction.
 - A decrease of \$78,451 for supervised treatment for a general reduction.
 - A decrease of \$62,579 for school-based supervision services for a general reduction.
 - A decrease of \$49,530 for the Juvenile Drug Courts for a general reduction.
 - A decrease of \$702,673 for family foster care services for a general reduction.
 - A decrease of \$180,126 for foster parent recruitment and retention for a general reduction.
 - A decrease of \$353,382 for shelter care beds funding for a general reduction.
 - A decrease of \$1,357,091 for group care services for a general reduction.
 - A decrease of \$53,841 for supervised apartment living services for a general reduction.
 - A decrease of \$57,611 for the child welfare information system for a general reduction.
 - A decrease of \$38,006 for child welfare services support for a general reduction.
 - A decrease of \$375,000 to eliminate State funding for technical assistance and quality assurance.
 - An increase of \$3,579,852 for general child welfare services. This allocation was previously funded by the HITT Fund.
 - An increase of \$442,524 to reflect updated estimates to the Foster Care Recovery Fund based on current and projected recovery rates.
 - An increase of \$1,717,753 to restore FY 2008 carryforward funding for decategorization. The FY 2009 allocation was funded with carryforward funds that were allocated to decategorization in prior State fiscal years and would have otherwise reverted to the General Fund after June 30, 2008.
 - An increase of \$100,000 for child welfare provider training.
 - An increase of \$406,391 for foster and adoptive family peer support.
 - A decrease of \$93,271 to reflect updated estimates to Title IV-E

funds based on current eligibility rates and the projected FY 2010 Federal Medical Assistance Percentage (FMAP) rate.

- A decrease of \$195,120 to eliminate State funding for two multidimensional treatment level foster care pilot projects.
- A decrease of \$146,522 to eliminate State funding for four diversion and mediation pilot projects.
- A decrease of \$312,663 for a general reduction for Child Welfare Programs for FY 2010.

32 9 2. In order to address a reduction of \$5,200,000 from the
32 10 amount allocated under the appropriation made for the purposes
32 11 of this section in prior years for purposes of juvenile
32 12 delinquent graduated sanction services, up to \$5,200,000 of
32 13 the amount of federal temporary assistance for needy families
32 14 block grant funding appropriated in this division of this Act
32 15 for child and family services shall be made available for
32 16 purposes of juvenile delinquent graduated sanction services.

Allocates \$5,200,000 in Temporary Assistance to Needy Families (TANF) funds for delinquency programs.

DETAIL: Maintains the current allocation level.

32 17 3. The department may transfer funds appropriated in this
32 18 section as necessary to pay the nonfederal costs of services
32 19 reimbursed under the medical assistance program, state child
32 20 care assistance program, or the family investment program
32 21 which are provided to children who would otherwise receive
32 22 services paid under the appropriation in this section. The
32 23 department may transfer funds appropriated in this section to
32 24 the appropriations made in this division of this Act for
32 25 general administration and for field operations for resources
32 26 necessary to implement and operate the services funded in this
32 27 section.

Permits the DHS to transfer funds appropriated for Child and Family Services to Medicaid, the Family Investment Program (FIP), General Administration, or Field Operations to pay for costs associated with child welfare services in these areas.

32 28 4. a. Of the funds appropriated in this section, up to
32 29 \$26,719,010 is allocated as the statewide expenditure target
32 30 under section 232.143 for group foster care maintenance and
32 31 services. If the department projects that such expenditures

Allocates up to \$26,719,010 for group care services and maintenance costs.

DETAIL: This is a decrease of \$1,357,091 compared to the FY 2009

32 32 for the fiscal year will be less than the target amount
32 33 allocated in this lettered paragraph, the department may
32 34 reallocate the excess to provide additional funding for
32 35 shelter care or the child welfare emergency services addressed
33 1 with the allocation for shelter care.

allocation for a general reduction.

33 2 b. If at any time after September 30, 2009, annualization
33 3 of a service area's current expenditures indicates a service
33 4 area is at risk of exceeding its group foster care expenditure
33 5 target under section 232.143 by more than 5 percent, the
33 6 department and juvenile court services shall examine all group
33 7 foster care placements in that service area in order to
33 8 identify those which might be appropriate for termination. In
33 9 addition, any aftercare services believed to be needed for the
33 10 children whose placements may be terminated shall be
33 11 identified. The department and juvenile court services shall
33 12 initiate action to set dispositional review hearings for the
33 13 placements identified. In such a dispositional review
33 14 hearing, the juvenile court shall determine whether needed
33 15 aftercare services are available and whether termination of
33 16 the placement is in the best interest of the child and the
33 17 community.

Requires the group foster care expenditure target to be reviewed under certain conditions and requires review hearings when appropriate.

33 18 5. In accordance with the provisions of section 232.188,
33 19 the department shall continue the child welfare and juvenile
33 20 justice funding initiative during fiscal year 2009=2010. Of
33 21 the funds appropriated in this section, \$1,717,753 is
33 22 allocated specifically for expenditure for fiscal year
33 23 2009=2010 through the decategorization service funding pools
33 24 and governance boards established pursuant to section 232.188.

Allocates \$1,717,753 for decategorization services.

DETAIL: This is a decrease of \$1,887,247 compared to the original FY 2009 allocation. However, it is an increase of \$1,717,753 in General Funds to restore FY 2008 carryforward funding for decategorization. The FY 2009 allocation was funded with carryforward funds that were allocated to decategorization in prior State fiscal years and would have otherwise reverted to the General Fund after June 30, 2008.

33 25 6. A portion of the funds appropriated in this section may
33 26 be used for emergency family assistance to provide other
33 27 resources required for a family participating in a family

Permits a portion of the Child and Family Services appropriation to be used for emergency family assistance under specified conditions.

33 28 preservation or reunification project or successor project to
33 29 stay together or to be reunified.

33 30 7. Notwithstanding section 234.35 or any other provision
33 31 of law to the contrary, state funding for shelter care shall
33 32 be limited to \$6,957,549. The department may continue or
33 33 amend shelter care provider contracts to include the child
33 34 welfare emergency services for children who might otherwise be
33 35 served in shelter care that were implemented pursuant to 2008
34 1 Iowa Acts, chapter 1187, section 16, subsection 7.

CODE: Limits State funding for shelter care to \$6,957,549. Permits the Department of Human Services to continue or amend provider contracts to include child welfare emergency services.

DETAIL: This is a decrease of \$353,382 compared to the FY 2009 allocation.

34 2 8. Except for federal funds provided by the federal
34 3 American Recovery and Reinvestment Act of 2009, federal funds
34 4 received by the state during the fiscal year beginning July 1,
34 5 2009, as the result of the expenditure of state funds
34 6 appropriated during a previous state fiscal year for a service
34 7 or activity funded under this section are appropriated to the
34 8 department to be used as additional funding for services and
34 9 purposes provided for under this section. Notwithstanding
34 10 section 8.33, moneys received in accordance with this
34 11 subsection that remain unencumbered or unobligated at the
34 12 close of the fiscal year shall not revert to any fund but
34 13 shall remain available for the purposes designated until the
34 14 close of the succeeding fiscal year.

CODE: Requires federal funds received in FY 2010 for the expenditure of State funds in a previous fiscal year to be used for child welfare services. Requires nonreversion of funds through FY 2011.

34 15 9. Of the funds appropriated in this section, at least
34 16 \$3,464,856 shall be used for protective child care assistance.

Requires \$3,464,856 to be used for protective child care assistance.

DETAIL: This is an increase of \$175,984 compared to the FY 2009 allocation.

34 17 10. a. Of the funds appropriated in this section, up to
34 18 \$3,076,999 is allocated for the payment of the expenses of
34 19 court-ordered services provided to juveniles who are under the
34 20 supervision of juvenile court services, which expenses are a
34 21 charge upon the state pursuant to section 232.141, subsection

Provides the following allocations related to court-ordered services for juveniles:

- Allocates up to \$3,076,999 for court-ordered services provided to children that are under the supervision of juvenile court services.

34 22 4. Of the amount allocated in this lettered paragraph, up to
 34 23 \$1,556,287 shall be made available to provide school-based
 34 24 supervision of children adjudicated under chapter 232, of
 34 25 which not more than \$15,000 may be used for the purpose of
 34 26 training. A portion of the cost of each school-based liaison
 34 27 officer shall be paid by the school district or other funding
 34 28 source as approved by the chief juvenile court officer.
 34 29 b. Of the funds appropriated in this section, up to
 34 30 \$832,205 is allocated for the payment of the expenses of
 34 31 court-ordered services provided to children who are under the
 34 32 supervision of the department, which expenses are a charge
 34 33 upon the state pursuant to section 232.141, subsection 4.

34 34 c. Notwithstanding section 232.141 or any other provision
 34 35 of law to the contrary, the amounts allocated in this
 35 1 subsection shall be distributed to the judicial districts as
 35 2 determined by the state court administrator and to the
 35 3 department's service areas as determined by the administrator
 35 4 of the department's division of child and family services.
 35 5 The state court administrator and the division administrator
 35 6 shall make the determination of the distribution amounts on or
 35 7 before June 15, 2009.

35 8 d. Notwithstanding chapter 232 or any other provision of
 35 9 law to the contrary, a district or juvenile court shall not
 35 10 order any service which is a charge upon the state pursuant to
 35 11 section 232.141 if there are insufficient court-ordered
 35 12 services funds available in the district court or departmental
 35 13 service area distribution amounts to pay for the service. The
 35 14 chief juvenile court officer and the departmental service area
 35 15 manager shall encourage use of the funds allocated in this
 35 16 subsection such that there are sufficient funds to pay for all
 35 17 court-related services during the entire year. The chief
 35 18 juvenile court officers and departmental service area managers
 35 19 shall attempt to anticipate potential surpluses and shortfalls
 35 20 in the distribution amounts and shall cooperatively request

Maintains the current level of General Fund support.

- Allocates \$1,556,287 for school-based supervision of delinquent children, limits training funds to \$15,000, and requires a portion of the cost for school-based liaisons to be paid by school districts. Maintains the current level of General Fund support.
- Allocates \$832,205 for court-ordered services provided to children that are under the supervision of the Department of Human Services. This is an increase of \$8,240 compared to the FY 2009 allocation.

CODE: Requires allocations to the DHS districts to be made according to a formula determined by the State Court Administrator by June 15, 2009.

CODE: Prohibits a court from ordering any service that is a charge to the State if there are insufficient funds to reimburse the service. Requires the Chief Juvenile Court Officer to use the funds in a manner that will cover the entire fiscal year and permits funds to be transferred between districts.

35 21 the state court administrator or division administrator to
35 22 transfer funds between the judicial districts' or departmental
35 23 service areas' distribution amounts as prudent.

35 24 e. Notwithstanding any provision of law to the contrary, a
35 25 district or juvenile court shall not order a county to pay for
35 26 any service provided to a juvenile pursuant to an order
35 27 entered under chapter 232 which is a charge upon the state
35 28 under section 232.141, subsection 4.

CODE: Prohibits a district or juvenile court from ordering a county to pay for a service provided to a juvenile that is a charge to the State.

35 29 f. Of the funds allocated in this subsection, not more
35 30 than \$100,000 may be used by the judicial branch for
35 31 administration of the requirements under this subsection.

Prohibits expenditure of more than \$100,000 by the Judicial Branch for administration related to court-ordered services.

35 32 11. Of the funds appropriated in this section, \$1,005,166
35 33 shall be transferred to the department of public health to be
35 34 used for the child protection center grant program in
35 35 accordance with section 135.118.

Requires an allocation of \$1,005,166 to be transferred to the Department of Public Health for a Child Protection Center Grant Program.

DETAIL: This is a decrease of \$19,530 compared to the estimated net FY 2009 allocation for a general reduction.

36 1 12. If the department receives federal approval to
36 2 implement a waiver under Title IV=E of the federal Social
36 3 Security Act to enable providers to serve children who remain
36 4 in the children's families and communities, for purposes of
36 5 eligibility under the medical assistance program children who
36 6 participate in the waiver shall be considered to be placed in
36 7 foster care.

Requires children that receive in-home or community-based services under a federal Title IV-E waiver to be considered as placed in foster care in order to remain eligible for Medicaid, if the DHS receives federal approval to implement the waiver.

36 8 13. Of the funds appropriated in this section, \$2,695,256
36 9 is allocated for the preparation for adult living program
36 10 pursuant to section 234.46.

Allocates \$2,695,256 for the Preparation for Adult Living Services (PALS) Program.

DETAIL: This is a decrease of \$136,895 compared to the FY 2009 allocation for a general reduction.

36 11 14. Of the funds appropriated in this section, \$975,166
 36 12 shall be used for juvenile drug courts. The amount allocated
 36 13 in this subsection shall be distributed as follows:

36 14 a. To the judicial branch for salaries to assist with the
 36 15 operation of juvenile drug court programs operated in the
 36 16 following jurisdictions:

36 17 (1) Marshall county:

36 18 \$ 58,509

36 19 (2) Woodbury county:

36 20 \$ 117,267

36 21 (3) Polk county:

36 22 \$ 182,779

36 23 (4) The third judicial district:

36 24 \$ 63,385

36 25 (5) The eighth judicial district:

36 26 \$ 63,385

36 27 b. For court-ordered services to support substance abuse
 36 28 services provided to the juveniles participating in the
 36 29 juvenile drug court programs listed in paragraph "a" and the
 36 30 juveniles' families:

36 31 \$ 489,837

36 32 The state court administrator shall allocate the funding
 36 33 designated in this paragraph among the programs.

Allocates a total of \$975,166 for juvenile drug courts. Of this amount, a total of \$485,325 is allocated for Judicial Branch staff costs, and \$489,837 is allocated for juvenile drug court services for juveniles and their families.

DETAIL: This is a decrease of \$49,530 compared to the FY 2009 allocation for a general reduction.

36 34 15. Of the funds appropriated in this section, \$225,529
 36 35 shall be used for the public purpose of providing a grant to a
 37 1 nonprofit human services organization providing services to
 37 2 individuals and families in multiple locations in southwest
 37 3 Iowa and Nebraska for support of a project providing
 37 4 immediate, sensitive support and forensic interviews, medical
 37 5 exams, needs assessments, and referrals for victims of child
 37 6 abuse and their nonoffending family members.

Requires an allocation of \$225,529 for Project Harmony.

DETAIL: This is no change in funding compared to the FY 2009 allocation.

37 7 16. Of the funds appropriated in this section, \$123,923 is
 37 8 allocated for the elevate approach of providing a support
 37 9 network to children placed in foster care.

Requires an allocation of \$123,923 to provide support for chapters for the ELEVATE support group for foster care children.

	DETAIL: This is a decrease of \$6,294 compared to the FY 2009 allocation for a general reduction.
37 10 17. Of the funds appropriated in this section, \$285,600 is	
37 11 allocated for sibling visitation provisions for children	Requires an allocation of \$285,600 to implement mandatory sibling
37 12 subject to a court order for out-of-home placement in	visitation for children in foster care.
37 13 accordance with section 232.108.	DETAIL: This is a decrease of \$14,400 compared to the FY 2009
	allocation for a general reduction.
37 14 18. Of the funds appropriated in this section, \$190,400 is	Allocates \$190,400 for an initiative to address child sexual abuse.
37 15 allocated for use pursuant to section 235A.1 for continuation	
37 16 of the initiative to address child sexual abuse implemented	DETAIL: This is a decrease of \$190,400 compared to the FY 2009
37 17 pursuant to 2007 Iowa Acts, chapter 218, section 18,	allocation for a general reduction.
37 18 subsection 21.	
37 19 19. Of the funds appropriated in this section, \$75,741 is	Allocates \$75,741 for a Linn County Juvenile Runaway Program.
37 20 allocated for the public purpose of renewing of a grant to a	
37 21 county with a population between 189,000 and 196,000 in the	DETAIL: This is a decrease of \$3,847 compared to the FY 2009
37 22 latest preceding certified federal census for implementation	allocation for a general reduction.
37 23 of the county's runaway treatment plan under section 232.195.	
37 24 20. Of the funds appropriated in this section, \$590,780 is	Allocates \$590,780 for the child welfare Community Partnership for
37 25 allocated for the community partnership for child protection	Child Protection sites.
37 26 sites.	DETAIL: This is a decrease of \$30,006 compared to the FY 2009
	allocation for a general reduction.
37 27 21. Of the funds appropriated in this section, \$355,036 is	Allocates \$355,036 for minority youth and family projects included in
37 28 allocated for the department's minority youth and family	child welfare redesign.
37 29 projects under the redesign of the child welfare system.	DETAIL: This is a decrease of \$18,033 compared to the FY 2009
	allocation for a general reduction.
37 30 22. Of the funds appropriated in this section, \$281,217 is	Allocates \$281,217 for the State match for the federal Substance

37 31 allocated for funding of the state match for the federal
 37 32 substance abuse and mental health services administration
 37 33 (SAMHSA) system of care grant.

Abuse and Mental Health Services Administration system of care grant.

DETAIL: This is a decrease of \$14,283 compared to the FY 2009 allocation for a general reduction.

37 34 23. Of the funds appropriated in this section, \$23,792 is
 37 35 allocated for the public purpose of providing a grant to a
 38 1 child welfare services provider headquartered in a county with
 38 2 a population between 189,000 and 196,000 in the latest
 38 3 preceding certified federal census that provides multiple
 38 4 services including but not limited to a psychiatric medical
 38 5 institution for children, shelter, residential treatment,
 38 6 after school programs, school-based programming, and an
 38 7 Asperger's syndrome program, to be used for support services
 38 8 for children with autism spectrum disorder and their families.

Allocates \$23,792 to Four Oaks for various autism spectrum disorders services.

DETAIL: This is a decrease of \$1,208 compared to the FY 2009 allocation for a general reduction.

38 9 Sec. 17. ADOPTION SUBSIDY.
 38 10 1. There is appropriated from the general fund of the
 38 11 state to the department of human services for the fiscal year
 38 12 beginning July 1, 2009, and ending June 30, 2010, the
 38 13 following amount, or so much thereof as is necessary, to be
 38 14 used for the purpose designated:

General Fund appropriation to the DHS for the Adoption Subsidy Program.

DETAIL: This is a net increase of \$1,227,335 compared to the estimated net FY 2009 appropriation. Changes include:

38 15 For adoption subsidy payments and services:
 38 16 \$ 34,883,674

- An increase of \$1,382,019 to fund the supplemental need from FY 2009 in FY 2010.
- An increase of \$2,054,689 for caseload growth expected in FY 2010.
- A decrease of \$437,589 to reflect the change in the Federal Medical Assistance Percentage (FMAP) rate.
- A decrease of \$1,771,784 to implement an across-the-board reduction of 5.26% for FY 2010.

38 17 2. The department may transfer funds appropriated in this
 38 18 section to the appropriation made in this Act for general
 38 19 administration for costs paid from the appropriation relating
 38 20 to adoption subsidy.

Permits the DHS to transfer funds for adoption recruitment and services.

38 21 3. Except for federal funds provided by the federal
38 22 American Recovery and Reinvestment Act of 2009, federal funds
38 23 received by the state during the fiscal year beginning July 1,
38 24 2009, as the result of the expenditure of state funds during a
38 25 previous state fiscal year for a service or activity funded
38 26 under this section are appropriated to the department to be
38 27 used as additional funding for the services and activities
38 28 funded under this section. Notwithstanding section 8.33,
38 29 moneys received in accordance with this subsection that remain
38 30 unencumbered or unobligated at the close of the fiscal year
38 31 shall not revert to any fund but shall remain available for
38 32 expenditure for the purposes designated until the close of the
38 33 succeeding fiscal year.

CODE: Requires federal funds received in FY 2010 for the expenditure of State funds in a previous fiscal year to be used for Adoption Subsidy. Requires nonreversion of funds in this Subsection until the close of FY 2011.

38 34 Sec. 18. JUVENILE DETENTION HOME FUND. Moneys deposited
38 35 in the juvenile detention home fund created in section 232.142
39 1 during the fiscal year beginning July 1, 2009, and ending June
39 2 30, 2010, are appropriated to the department of human services
39 3 for the fiscal year beginning July 1, 2009, and ending June
39 4 30, 2010, for distribution of an amount equal to a percentage
39 5 of the costs of the establishment, improvement, operation, and
39 6 maintenance of county or multicounty juvenile detention homes
39 7 in the fiscal year beginning July 1, 2008. Moneys
39 8 appropriated for distribution in accordance with this section
39 9 shall be allocated among eligible detention homes, prorated on
39 10 the basis of an eligible detention home's proportion of the
39 11 costs of all eligible detention homes in the fiscal year
39 12 beginning July 1, 2008. The percentage figure shall be
39 13 determined by the department based on the amount available for
39 14 distribution for the fund. Notwithstanding section 232.142,
39 15 subsection 3, the financial aid payable by the state under
39 16 that provision for the fiscal year beginning July 1, 2009,
39 17 shall be limited to the amount appropriated for the purposes
39 18 of this section.

CODE: Requires funds deposited in the Juvenile Detention Fund to be distributed to the Juvenile Detention Centers.

DETAIL: It is estimated that the fines that are deposited in the Fund will be approximately \$4,000,000 in FY 2009. Fines in the Fund will be allocated to the detention centers based the on FY 2010 projected budgets.

39 19 Sec. 19. FAMILY SUPPORT SUBSIDY PROGRAM.

General Fund appropriation for the Family Support Program.

39 20 1. There is appropriated from the general fund of the
 39 21 state to the department of human services for the fiscal year
 39 22 beginning July 1, 2009, and ending June 30, 2010, the
 39 23 following amount, or so much thereof as is necessary, to be
 39 24 used for the purpose designated:
 39 25 For the family support subsidy program:
 39 26 \$ 1,697,137

DETAIL: This is a decrease of \$210,175 compared to the estimated net FY 2009 appropriation to reflect the implementation of an 11.01% across-the-board reduction for FY 2010.

39 27 2. The department shall use at least \$433,212 of the
 39 28 moneys appropriated in this section for the family support
 39 29 center component of the comprehensive family support program
 39 30 under section 225C.47. Not more than \$25,000 of the amount
 39 31 allocated in this subsection shall be used for administrative
 39 32 costs.

Requires an allocation of \$433,312 from the Family Support Subsidy appropriation to continue the Children-at-Home Program in current counties. Also, permits the DHS to expand the Program to additional counties if funds are available, and limits administrative funding to \$25,000.

DETAIL: Maintains the current level of General Fund support. Increases the administrative cap on expenses by \$5,000 compared to the FY 2009 allocation.

39 33 Sec. 20. CONNER DECREE. There is appropriated from the
 39 34 general fund of the state to the department of human services
 39 35 for the fiscal year beginning July 1, 2009, and ending June
 40 1 30, 2010, the following amount, or so much thereof as is
 40 2 necessary, to be used for the purpose designated:
 40 3 For building community capacity through the coordination
 40 4 and provision of training opportunities in accordance with the
 40 5 consent decree of Conner v. Branstad, No. 4=86=CV=30871(S.D.
 40 6 Iowa, July 14, 1994):
 40 7 \$ 37,358

General Fund appropriation to the DHS for Conner Decree training requirements.

DETAIL: This is a decrease of \$4,626 compared to the estimated net FY 2009 appropriation. The funds are used for training purposes to comply with the Conner v. Branstad court decision mandating placement of persons in the least restrictive setting.

40 8 Sec. 21. MENTAL HEALTH INSTITUTES.
 40 9 1. There is appropriated from the general fund of the
 40 10 state to the department of human services for the fiscal year
 40 11 beginning July 1, 2009, and ending June 30, 2010, the
 40 12 following amounts, or so much thereof as is necessary, to be
 40 13 used for the purposes designated:
 40 14 a. For the state mental health institute at Cherokee for

General Fund appropriation to the Mental Health Institute at Cherokee.

DETAIL: This is a decrease of \$673,209 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30% and a decrease of 5.00 FTE positions.

40 15 salaries, support, maintenance, and miscellaneous purposes,
 40 16 and for not more than the following full-time equivalent
 40 17 positions:
 40 18 \$ 5,436,076
 40 19 FTEs 205.00

40 20 b. For the state mental health institute at Clarinda for
 40 21 salaries, support, maintenance, and miscellaneous purposes,
 40 22 and for not more than the following full-time equivalent
 40 23 positions:
 40 24 \$ 6,227,335
 40 25 FTEs 114.95

40 26 c. For the state mental health institute at Independence
 40 27 for salaries, support, maintenance, and miscellaneous
 40 28 purposes, and for not more than the following full-time
 40 29 equivalent positions:
 40 30 \$ 9,503,567
 40 31 FTEs 287.85

40 32 d. For the state mental health institute at Mount Pleasant
 40 33 for salaries, support, maintenance, and miscellaneous
 40 34 purposes, and for not more than the following full-time
 40 35 equivalent positions:
 41 1 \$ 1,795,552
 41 2 FTEs 116.44

41 3 2. The department shall submit a proposal for closing one
 41 4 state mental health institute and consolidating the services
 41 5 provided at the other state mental health institutes. The
 41 6 plan shall be submitted to the persons designated by this
 41 7 division of this Act for submission of reports on or before
 41 8 December 15, 2009.

General Fund appropriation to the Mental Health Institute at Clarinda.

DETAIL: This is a decrease of \$1,071,196 compared to the estimated net FY 2009 appropriation and no change to FTE positions. This includes:

- A decrease of \$266,940 to eliminate the mobile Alzheimer's unit.
- A decrease of \$804,256 for a general reduction of 11.30%.

General Fund appropriation to the Mental Health Institute at Independence.

DETAIL: This is a decrease of \$1,190,291 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30% and a decrease of 0.19 FTE position.

General Fund appropriation to the Mental Health Institute at Mount Pleasant.

DETAIL: This is a decrease of \$227,456 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30% and no change in FTE positions.

Requires the Department to submit a proposal to close one State Mental Health Institute (MHI) and consolidate services provided at the other MHIs.

41 9 Sec. 22. STATE RESOURCE CENTERS.

41 10 1. There is appropriated from the general fund of the
41 11 state to the department of human services for the fiscal year
41 12 beginning July 1, 2009, and ending June 30, 2010, the
41 13 following amounts, or so much thereof as is necessary, to be
41 14 used for the purposes designated:

41 15 a. For the state resource center at Glenwood for salaries,
41 16 support, maintenance, and miscellaneous purposes:
41 17 \$ 17,620,487

General Fund appropriation to the State Resource Center at Glenwood.

DETAIL: This is a decrease of \$1,283,277 and no change in FTE positions compared to the estimated net FY 2009 appropriation. The change includes:

- A decrease of \$383,311 to reflect the appropriate FMAP rate.
- A decrease of \$894,966 for a general reduction of 4.80%.

The FTE positions are not capped in the Bill.

41 18 b. For the state resource center at Woodward for salaries,
41 19 support, maintenance, and miscellaneous purposes:
41 20 \$ 10,929,200

General Fund appropriation to the State Resource Center at Woodward.

DETAIL: This is a decrease of \$1,283,277 and no change in FTE positions compared to the estimated net FY 2009 appropriation. The change includes:

- A decrease of \$260,907 to reflect the appropriate FMAP rate.
- A decrease of \$1,371,619 for a general reduction of 11.30%.

The FTE positions are not capped in the Bill

41 21 2. The department may continue to bill for state resource
41 22 center services utilizing a scope of services approach used
41 23 for private providers of ICFMR services, in a manner which
41 24 does not shift costs between the medical assistance program,
41 25 counties, or other sources of funding for the state resource

Permits the DHS to continue billing practices that do not include cost shifting.

41 26 centers.

41 27 3. The state resource centers may expand the time-limited
41 28 assessment and respite services during the fiscal year.

Permits the State Resource Centers to expand time-limited assessment and respite services.

DETAIL: Time-limited assessments include analysis of patients' conditions and development of therapy plans to assist families in caring for individuals with mental retardation or developmental disabilities. Respite services provide care for special needs individuals for a limited duration to provide families with a temporary reprieve from caretaking responsibilities.

41 29 4. If the department's administration and the department
41 30 of management concur with a finding by a state resource
41 31 center's superintendent that projected revenues can reasonably
41 32 be expected to pay the salary and support costs for a new
41 33 employee position, or that such costs for adding a particular
41 34 number of new positions for the fiscal year would be less than
41 35 the overtime costs if new positions would not be added, the
42 1 superintendent may add the new position or positions. If the
42 2 vacant positions available to a resource center do not include
42 3 the position classification desired to be filled, the state
42 4 resource center's superintendent may reclassify any vacant
42 5 position as necessary to fill the desired position. The
42 6 superintendents of the state resource centers may, by mutual
42 7 agreement, pool vacant positions and position classifications
42 8 during the course of the fiscal year in order to assist one
42 9 another in filling necessary positions.

Specifies that positions may be added at the two State Resource Centers if projected revenues are sufficient to pay the salary and support costs of the additional positions.

42 10 5. If existing capacity limitations are reached in
42 11 operating units, a waiting list is in effect for a service or
42 12 a special need for which a payment source or other funding is
42 13 available for the service or to address the special need, and
42 14 facilities for the service or to address the special need can
42 15 be provided within the available payment source or other
42 16 funding, the superintendent of a state resource center may

Permits a State Resource Center to open certain facilities if a service waiting list exists and funding is available.

42 17 authorize opening not more than two units or other facilities
 42 18 and begin implementing the service or addressing the special
 42 19 need during fiscal year 2009=2010.

42 20 Sec. 23. MI/MR/DD STATE CASES.

General Fund appropriation to the DHS for State Cases.

42 21 1. There is appropriated from the general fund of the
 42 22 state to the department of human services for the fiscal year
 42 23 beginning July 1, 2009, and ending June 30, 2010, the
 42 24 following amount, or so much thereof as is necessary, to be
 42 25 used for the purpose designated:
 42 26 For distribution to counties for state case services for
 42 27 persons with mental illness, mental retardation, and
 42 28 developmental disabilities in accordance with section 331.440:
 42 29 \$ 11,446,288

DETAIL: This is a decrease of \$1,620,890 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30%.

42 30 2. For the fiscal year beginning July 1, 2009, and ending
 42 31 June 30, 2010, \$200,000 is allocated for state case services
 42 32 from the amounts appropriated from the fund created in section
 42 33 8.41 to the department of human services from the funds
 42 34 received from the federal government under 42 U.S.C., ch. 6A,
 42 35 subch. XVII, relating to the community mental health center
 43 1 block grant, for the federal fiscal years beginning October 1,
 43 2 2007, and ending September 30, 2008, beginning October 1,
 43 3 2008, and ending September 30, 2009, and beginning October 1,
 43 4 2009, and ending September 30, 2010. The allocation made in
 43 5 this subsection shall be made prior to any other distribution
 43 6 allocation of the appropriated federal funds.

Requires \$200,000 from the Community Mental Health Services Block Grant funds from FFY 2008, FFY 2009, or FFY 2010 to be used for the State Cases costs.

43 7 3. For the fiscal year beginning July 1, 2009, to the
 43 8 extent the appropriation made in this section and other
 43 9 funding provided for state case services and other support, as
 43 10 defined in section 331.440, and the other funding available in
 43 11 the county's services fund under section 331.424A are
 43 12 insufficient to pay the costs of such services and other
 43 13 support, a county of residence may implement a waiting list or
 43 14 other measures to maintain expenditures within the available

Allows counties to implement a waiting list for the State Cases Program if there are insufficient funds to pay the costs of the services.

43 15 funding.

43 16 4. Notwithstanding section 8.33, moneys appropriated in
 43 17 this section that remain unencumbered or unobligated at the
 43 18 close of the fiscal year shall not revert but shall remain
 43 19 available for expenditure for the purposes designated until
 43 20 the close of the succeeding fiscal year.

CODE: Requires nonreversion of funds appropriated for State Cases.

43 21 Sec. 24. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES ==
 43 22 COMMUNITY SERVICES FUND. There is appropriated from the
 43 23 general fund of the state to the mental health and
 43 24 developmental disabilities community services fund created in
 43 25 section 225C.7 for the fiscal year beginning July 1, 2009, and
 43 26 ending June 30, 2010, the following amount, or so much thereof
 43 27 as is necessary, to be used for the purpose designated:
 43 28 For mental health and developmental disabilities community
 43 29 services in accordance with this division of this Act:
 43 30 \$ 15,790,111

General Fund appropriation for the Mental Health Community Services Fund.

DETAIL: This is a decrease of \$2,227,779 compared to the estimated net FY 2009 appropriation for a general reduction of 11.30%.

43 31 1. Of the funds appropriated in this section, \$15,535,967
 43 32 shall be allocated to counties for funding of community-based
 43 33 mental health and developmental disabilities services. The
 43 34 moneys shall be allocated to a county as follows:

Allocates \$15,535,967 from the Community Services appropriation to counties based on a formula considering the county's population and federal poverty guidelines.

43 35 a. Fifty percent based upon the county's proportion of the
 44 1 state's population of persons with an annual income which is
 44 2 equal to or less than the poverty guideline established by the
 44 3 federal office of management and budget.
 44 4 b. Fifty percent based upon the county's proportion of the
 44 5 state's general population.
 44 6 2. a. A county shall utilize the funding the county
 44 7 receives pursuant to subsection 1 for services provided to
 44 8 persons with a disability, as defined in section 225C.2.
 44 9 However, no more than 50 percent of the funding shall be used
 44 10 for services provided to any one of the service populations.

Requires the funds to be used for services to persons with mental illness, mental retardation, developmental disabilities, and brain injuries. Specifies that no more than 50.00% may be used for any one of these populations. Requires counties to use at least 50.00% of the funding received on contemporary services.

44 11 b. A county shall use at least 50 percent of the funding
44 12 the county receives under subsection 1 for contemporary
44 13 services provided to persons with a disability, as described
44 14 in rules adopted by the department.

44 15 3. Of the funds appropriated in this section, \$26,160
44 16 shall be used to support the Iowa compass program providing
44 17 computerized information and referral services for lowans with
44 18 disabilities and their families.

Allocates \$26,160 to support the Iowa Compass Program. The Program provides computerized information and referral services for lowans with developmental disabilities and their families.

DETAIL: This is a decrease of \$3,840 compared to the FY 2009 allocation.

44 19 4. a. Funding appropriated for purposes of the federal
44 20 social services block grant is allocated for distribution to
44 21 counties for local purchase of services for persons with
44 22 mental illness or mental retardation or other developmental
44 23 disability.

Allocates federal funds appropriated in the Block Grant and Federal Funds Appropriation Bill from the Social Services Block Grant for distribution to counties for local purchase of services for persons with mental illness, mental retardation, and developmental disabilities.

44 24 b. The funds allocated in this subsection shall be
44 25 expended by counties in accordance with the county's approved
44 26 county management plan. A county without an approved county
44 27 management plan shall not receive allocated funds until the
44 28 county's management plan is approved.

Requires counties to expend Social Services Block Grant funds according to approved county management plans. Prohibits a county from receiving an allocation of Social Services Block Grant funds until the county's plan is approved.

44 29 c. The funds provided by this subsection shall be
44 30 allocated to each county as follows:
44 31 (1) Fifty percent based upon the county's proportion of
44 32 the state's population of persons with an annual income which
44 33 is equal to or less than the poverty guideline established by
44 34 the federal office of management and budget.
44 35 (2) Fifty percent based upon the amount provided to the
45 1 county for local purchase of services in the preceding fiscal
45 2 year.

Requires the funds provided in this Subsection to be allocated to each county according to a specified formula.

DETAIL: The formula remains unchanged from the FY 1997 formula.

45 3 5. A county is eligible for funds under this section if

Specifies that a county is eligible for State funding through the

45 4 the county qualifies for a state payment as described in	Community Mental Health Services Fund if it meets the requirements
45 5 section 331.439.	for receiving Property Tax Relief funds and Allowed Growth funds.
45 6 6. Of the funds appropriated in this section, \$226,720	Allocates \$226,720 to be used to develop a Community Services
45 7 shall be used for the public purpose of continuing a grant to	Network through the Iowa State Association of Counties.
45 8 a statewide association of counties for development and	
45 9 implementation of the community services network to replace	DETAIL: This is a decrease of \$33,280 compared to the FY 2009
45 10 the county management information system.	allocation.
45 11 7. The most recent population estimates issued by the	
45 12 United States bureau of the census shall be applied for the	Requires the Department to utilize the most recent population
45 13 population factors utilized in this section.	estimates for the distribution of these funds.
45 14 Sec. 25. SEXUALLY VIOLENT PREDATORS.	General Fund appropriation to the DHS for the Sexual Predator
45 15 1. There is appropriated from the general fund of the	Commitment Program.
45 16 state to the department of human services for the fiscal year	
45 17 beginning July 1, 2009, and ending June 30, 2010, the	DETAIL: This is net increase of \$158,446 and 11.00 FTE positions.
45 18 following amount, or so much thereof as is necessary, to be	This includes:
45 19 used for the purpose designated:	
45 20 For costs associated with the commitment and treatment of	• An increase of \$662,000 for an adjustment in per diem and
45 21 sexually violent predators in the unit located at the state	caseload growth.
45 22 mental health institute at Cherokee, including costs of legal	• A decrease of \$503,554 for a general reduction.
45 23 services and other associated costs, including salaries,	
45 24 support, maintenance, and miscellaneous purposes, and for not	
45 25 more than the following full-time equivalent positions:	
45 26 \$ 6,860,204	
45 27 FTEs 105.50	
45 28 2. Unless specifically prohibited by law, if the amount	Permits the Unit for Commitment of Sexually Violent Predators to
45 29 charged provides for recoupment of at least the entire amount	accept out-of-state clients when the entire cost is reimbursed.
45 30 of direct and indirect costs, the department of human services	
45 31 may contract with other states to provide care and treatment	
45 32 of persons placed by the other states at the unit for sexually	
45 33 violent predators at Cherokee. The moneys received under such	

45 34 a contract shall be considered to be repayment receipts and
 45 35 used for the purposes of the appropriation made in this
 46 1 section.

46 2 Sec. 26. FIELD OPERATIONS. There is appropriated from the
 46 3 general fund of the state to the department of human services
 46 4 for the fiscal year beginning July 1, 2009, and ending June
 46 5 30, 2010, the following amount, or so much thereof as is
 46 6 necessary, to be used for the purposes designated:
 46 7 For field operations, including salaries, support,
 46 8 maintenance, and miscellaneous purposes, and for not more than
 46 9 the following full-time equivalent positions:
 46 10 \$ 63,032,831
 46 11 FTEs 2,000.13

46 12 Priority in filling full-time equivalent positions shall be
 46 13 given to those positions related to child protection services
 46 14 and eligibility determination for low-income families.

46 15 Sec. 27. GENERAL ADMINISTRATION. There is appropriated
 46 16 from the general fund of the state to the department of human
 46 17 services for the fiscal year beginning July 1, 2009, and
 46 18 ending June 30, 2010, the following amount, or so much thereof
 46 19 as is necessary, to be used for the purpose designated:
 46 20 For general administration, including salaries, support,
 46 21 maintenance, and miscellaneous purposes, and for not more than
 46 22 the following full-time equivalent positions:
 46 23 \$ 15,252,523
 46 24 FTEs 354.33

General Fund appropriation to the DHS for Field Operations staff and support.

DETAIL: This is a net decrease of \$6,201,760 and 130.55 FTE positions compared to the estimated net FY 2009 appropriation. This includes:

- An increase of \$1,500,001 to restore various carryforward funds from FY 2008.
- A decrease of \$7,701,761 to implement an across-the-board reduction of 11.12% for Field Operations.
- A decrease of 130.55 FTEs to reflect anticipated decreases to staff levels.

Requires priority to be given to child protection services and eligibility determinations when filling FTE positions.

DETAIL: This requirement was in place for FY 2009 for child protection services. The eligibility determination requirement was new for FY 2009.

General Fund appropriation to the DHS for General Administration.

DETAIL: This is a net decrease of \$1,595,837 and 53.17 FTE positions compared to the estimated net FY 2009 appropriation. Changes include:

- An increase of \$274,000 for general administration. This allocation was previously funded by the HITT Fund.
- A decrease of \$1,869,837 to implement an across-the-board reduction of 11.09% for General Administration.
- A decrease of 53.17 FTEs to reflect anticipated decreases to staff levels.

46 25 1. Of the funds appropriated in this section, \$48,556 is
 46 26 allocated for the prevention of disabilities policy council
 46 27 established in section 225B.3.

Allocates \$48,556 to the Prevention of Disabilities Policy Council.

DETAIL: This is a decrease of \$8,444 compared to the FY 2009 allocation for a general reduction.

46 28 2. The department shall report at least monthly to the
 46 29 legislative services agency concerning the department's
 46 30 operational and program expenditures.

Requires the DHS to submit monthly expenditure reports to the LSA.

DETAIL: This was also a requirement for FY 2009.

46 31 3. Notwithstanding provisions to the contrary in chapter
 46 32 217, if necessary to address funding reductions in general
 46 33 administration and field operations, the department may
 46 34 propose and implement reorganization of the departmental
 46 35 administration and field operations during the fiscal year
 47 1 beginning July 1, 2009. At least 30 calendar days prior to
 47 2 implementation of any reorganization, the department shall
 47 3 submit a detailed proposal for the reorganization to the
 47 4 chairpersons and ranking members of the joint appropriations
 47 5 subcommittee on health and human services, the department of
 47 6 management, and the persons designated by this division of
 47 7 this Act for submission of reports, to provide an opportunity
 47 8 for review, and comment, and possible revision of the
 47 9 proposal.

CODE: Permits the Department of Human Services to implement reorganization of service delivery beginning in FY 2010 only after notifying the Chairs and Ranking Members of the Health and Human Services Appropriations Subcommittee, the Department of Management, and the Legislative Services Agency for review and comment of any proposal to reorganize.

47 10 4. The department shall adopt rules pursuant to chapter
 47 11 17A establishing standards for childrens centers under section
 47 12 237B.1, as amended by this Act.

Requires the Department of Human Services to adopt administrative rules to establish standards for children's centers.

47 13 Sec. 28. VOLUNTEERS. There is appropriated from the
 47 14 general fund of the state to the department of human services
 47 15 for the fiscal year beginning July 1, 2009, and ending June
 47 16 30, 2010, the following amount, or so much thereof as is
 47 17 necessary, to be used for the purpose designated:
 47 18 For development and coordination of volunteer services:
 47 19 \$ 94,067

General Fund appropriation to the DHS for the development and coordination of the Volunteer Services Program.

DETAIL: This is a decrease of \$11,650 compared to the estimated net FY 2009 appropriation to implement an across-the-board reduction of 11.01% for Volunteers for FY 2010.

47 20 Sec. 29. FAMILY PLANNING SERVICES. There is appropriated
47 21 from the general fund of the state to the department of human
47 22 services for the fiscal year beginning July 1, 2009, and
47 23 ending June 30, 2010, the following amount or so much thereof
47 24 as is necessary, to be used for the purpose designated:
47 25 For family planning services to individuals with incomes
47 26 not to exceed 200 percent of the federal poverty level as
47 27 defined by the most recently revised income guidelines
47 28 published by the United States department of health and human
47 29 services, who are not currently receiving the specific benefit
47 30 under the medical assistance program:
47 31 \$ 10,000

General Fund appropriation to the DHS for Family Planning Services.

DETAIL. This is a decrease of \$728,750 compared to the estimated net FY 2009 appropriation.

47 32 Moneys appropriated under this section shall not be used to
47 33 provide abortions. The department shall work with appropriate
47 34 stakeholders to implement and administer the program.

Prohibits Family Planning funding from being used for abortions.
Requires the DHS to work with stakeholders to implement the program.

47 35 Sec. 30. PREGNANCY COUNSELING AND SUPPORT SERVICES PROGRAM
48 1 == APPROPRIATION. There is appropriated from the general fund
48 2 of the state to the department of human services for the
48 3 fiscal year beginning July 1, 2009, and ending June 30, 2010,
48 4 the following amount or so much thereof as is necessary for
48 5 the purpose designated:
48 6 For a pregnancy counseling and support services program as
48 7 specified in this section:
48 8 \$ 100,000

General Fund appropriation to the DHS for Pregnancy Counseling and Support Services.

DETAIL. This is a decrease of \$97,000 compared to the estimated net FY 2009 appropriation.

48 9 The department of human services shall continue the
48 10 pregnancy counseling and support services program to provide
48 11 core services consisting of information, education,
48 12 counseling, and support services to women who experience
48 13 unplanned pregnancies by supporting childbirth, assisting
48 14 pregnant women in remaining healthy and maintaining a healthy
48 15 pregnancy while deciding whether to keep the child or place
48 16 the child for adoption, and assisting women after the birth of

Requires the DHS to establish a Pregnancy Counseling and Support Services Program to provide services, information, education, counseling, and support to women that experience unplanned pregnancies.

48 17 a child that was implemented pursuant to 2008 Iowa Acts,
48 18 chapter 1187, section 30.

48 19 Sec. 31. CIVIL MONETARY PENALTIES == DIRECT CARE WORKERS.

48 20 Of the funds received by the department of human services
48 21 through federal civil monetary penalties from nursing
48 22 facilities, during the fiscal year beginning July 1, 2009, and
48 23 ending June 30, 2010, \$70,000 shall be used to provide
48 24 conference scholarships to direct care workers, subject to
48 25 approval by the centers for Medicare and Medicaid services of
48 26 the United States department of health and human services.

Requires \$70,000 of the funds received from civil monetary penalties from nursing facilities to be used to provide conference scholarships for direct care workers.

48 27 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
48 28 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER
THE
48 29 DEPARTMENT OF HUMAN SERVICES.

48 30 1. a. (1) For the fiscal year beginning July 1, 2009,
48 31 the total state funding amount for the nursing facility budget
48 32 shall not exceed \$146,803,575.

48 33 (2) For the fiscal year beginning July 1, 2009, the
48 34 department shall rebase case=mix nursing facility rates.
48 35 However, total nursing facility budget expenditures, including
49 1 both case=mix and noncase=mix shall not exceed the amount
49 2 specified in subparagraph (1). When calculating case=mix per
49 3 diem cost and the patient=day=weighted medians used in
49 4 rate=setting for nursing facilities effective July 1, 2009,
49 5 the inflation factor applied from the midpoint of the cost
49 6 report period to the first day of the state fiscal year rate
49 7 period shall be adjusted to maintain state funding within the
49 8 amount specified in subparagraph (1).

49 9 (3) The department, in cooperation with nursing facility
49 10 representatives, shall review projections for state funding
49 11 expenditures for reimbursement of nursing facilities on a
49 12 quarterly basis and the department shall determine if an
49 13 adjustment to the medical assistance reimbursement rate is

Caps nursing facility reimbursements at \$146,803,575 and requires the DHS to adjust the inflation factor in the case-mix reimbursement rate if expenditures exceed the cap.

DETAIL: This is a decrease of \$36,563,748 compared to the FY 2009 cap. The decrease reflects a 6.20% FMAP increase in the federal American Recovery and Reinvestment Act of 2009. There is no change in the overall rate for nursing facilities compared to FY 2009. The federal government is now paying for a greater percentage of the costs.

49 14 necessary in order to provide reimbursement within the state
49 15 funding amount. Any temporary enhanced federal financial
49 16 participation that may become available to the Iowa medical
49 17 assistance program during the fiscal year shall not be used in
49 18 projecting the nursing facility budget. Notwithstanding 2001
49 19 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
49 20 "c", and subsection 3, paragraph "a", subparagraph (2), if the
49 21 state funding expenditures for the nursing facility budget for
49 22 the fiscal year beginning July 1, 2009, are projected to
49 23 exceed the amount specified in subparagraph (1), the
49 24 department shall adjust the reimbursement for nursing
49 25 facilities reimbursed under the case=mix reimbursement system
49 26 to maintain expenditures of the nursing facility budget within
49 27 the specified amount. The department shall revise such
49 28 reimbursement as necessary to adjust the annual accountability
49 29 measures payment in accordance with 2001 Iowa Acts, chapter
49 30 192, section 4, subsection 4, as amended by 2008 Iowa Acts,
49 31 chapter 1187, section 33, and as amended by this Act.

49 32 b. For the fiscal year beginning July 1, 2009, the
49 33 department shall reimburse pharmacy dispensing fees using a
49 34 single rate of \$4.57 per prescription or the pharmacy's usual
49 35 and customary fee, whichever is lower.

Requires a reimbursement rate of \$4.57 for pharmacist services using a single dispensing fee per prescription or the usual and customary fee, whichever is lower.

DETAIL: Maintains the FY 2009 reimbursement rate.

50 1 c. (1) For the fiscal year beginning July 1, 2009,
50 2 reimbursement rates for outpatient hospital services shall
50 3 remain at the rates in effect on June 30, 2009.

Requires the rate of reimbursement for outpatient services to remain the same as the FY 2009 reimbursement rate.

50 4 (2) For the fiscal year beginning July 1, 2009,
50 5 reimbursement rates for inpatient hospital services in effect
50 6 on June 30, 2009, shall be reduced by 2.3 percent.

Reduces the rate for inpatient hospital services by 2.30% compared to the FY 2009 rate.

DETAIL: This change is due to not annualizing the FY 2009 hospital rebase in FY 2010. Hospitals will still maintain the \$5,500,000 they received from FY 2009, but will not receive the \$2,500,000 to annualize for the first quarter of FY 2010.

50 7 (3) For the fiscal year beginning July 1, 2009, the
50 8 graduate medical education and disproportionate share hospital
50 9 fund shall remain at the amount in effect on June 30, 2009.

Requires the rate of reimbursement for graduate medical education and disproportionate share hospital fund to remain the same as the FY 2009 reimbursement rate.

50 10 (4) In order to ensure the efficient use of limited state
50 11 funds in procuring health care services for low-income lowans,
50 12 funds appropriated in this Act for hospital services shall not
50 13 be used for activities which would be excluded from a
50 14 determination of reasonable costs under the federal Medicare
50 15 program pursuant to 42 U.S.C. 1395X(v)(1)(N).

Requires funds appropriated for hospital activities to be used for activities pursuant to the federal Medicare program.

50 16 d. For the fiscal year beginning July 1, 2009,
50 17 reimbursement rates for rural health clinics, hospices,
50 18 independent laboratories, and acute mental hospitals shall be
50 19 increased in accordance with increases under the federal
50 20 Medicare program or as supported by their Medicare audited
50 21 costs.

Requires rural health clinics, hospice services, and acute mental hospitals to be reimbursed at the rate established under the federal Medicare Program for FY 2010.

50 22 e. For the fiscal year beginning July 1, 2009,
50 23 reimbursement rates for home health agencies shall remain at
50 24 the rates in effect on June 30, 2009, not to exceed a home
50 25 health agency's actual allowable cost.

Requires rates to home health agencies to remain at the rate in effect June 30, 2009.

50 26 f. For the fiscal year beginning July 1, 2009, federally
50 27 qualified health centers shall receive cost-based
50 28 reimbursement for 100 percent of the reasonable costs for the
50 29 provision of services to recipients of medical assistance.

Requires the DHS to reimburse federally qualified health centers 100.00% of reasonable costs for the provision of services to Medical Assistance Program recipients.

50 30 g. For the fiscal year beginning July 1, 2009, the
50 31 reimbursement rates for dental services shall remain at the
50 32 rates in effect on June 30, 2009.

Requires the FY 2010 reimbursement rates for dental services to remain at the rate in effect June 30, 2009.

50 33 h. Unless legislation is enacted by the Eighty-third

Caps the FY 2010 reimbursement rate for psychiatric medical

50 34 General Assembly, 2009 Session, adjusting such rates, for the
50 35 fiscal year beginning July 1, 2009, the maximum reimbursement
51 1 rate for psychiatric medical institutions for children shall
51 2 be \$167.19 per day.

institutions for children (PMICs) at \$167.19 per day.

DETAIL: Maintains the FY 2009 reimbursement rate.

51 3 i. For the fiscal year beginning July 1, 2009, unless
51 4 otherwise specified in this Act, all noninstitutional medical
51 5 assistance provider reimbursement rates shall remain at the
51 6 rates in effect on June 30, 2009, except for area education
51 7 agencies, local education agencies, infant and toddler
51 8 services providers, and those providers whose rates are
51 9 required to be determined pursuant to section 249A.20.

Requires the FY 2010 reimbursement rates for all non-institutional Medical Assistance providers, with specified exceptions, to be increased by 1.00%.

51 10 j. Notwithstanding any provision to the contrary, for the
51 11 fiscal year beginning July 1, 2009, the reimbursement rate for
51 12 anesthesiologists shall remain at the rate in effect on June
51 13 30, 2009.

CODE: Requires the FY 2010 reimbursement rates for Anesthesiologists to remain at the rate in effect June 30, 2009.

51 14 k. Notwithstanding section 249A.20, for the fiscal year
51 15 beginning July 1, 2009, the average reimbursement rate for
51 16 health care providers eligible for use of the federal Medicare
51 17 resource-based relative value scale reimbursement methodology
51 18 under that section shall remain at the rate in effect on June
51 19 30, 2009; however, this rate shall not exceed the maximum
51 20 level authorized by the federal government.

CODE: Requires the FY 2010 rates for health providers eligible for the average rate reimbursement to remain at the rate in effect June 30, 2009.

51 21 l. For the fiscal year beginning July 1, 2009, the
51 22 reimbursement rate for residential care facilities shall not
51 23 be less than the minimum payment level as established by the
51 24 federal government to meet the federally mandated maintenance
51 25 of effort requirement. The flat reimbursement rate for
51 26 facilities electing not to file semiannual cost reports shall
51 27 not be less than the minimum payment level as established by
51 28 the federal government to meet the federally mandated
51 29 maintenance of effort requirement.

Requires the reimbursement rates for residential care facilities to be no less than the minimum payment level required to meet the federal maintenance of effort requirement.

51 30 m. For the fiscal year beginning July 1, 2009, inpatient
51 31 mental health services provided at hospitals shall be
51 32 reimbursed at the cost of the services, subject to Medicaid
51 33 program upper payment limit rules; community mental health
51 34 centers and providers of mental health services to county
51 35 residents pursuant to a waiver approved under section 225C.7,
52 1 subsection 3, shall be reimbursed at 100 percent of the
52 2 reasonable costs for the provision of services to recipients
52 3 of medical assistance; and psychiatrists shall be reimbursed
52 4 at the medical assistance program fee for service rate.

Requires the FY 2010 reimbursement rate for inpatient mental health services at hospitals to be set at 100.00% of costs.

52 5 n. For the fiscal year beginning July 1, 2009, the
52 6 reimbursement rate for consumer-directed attendant care shall
52 7 remain at the rates in effect on June 30, 2009.

Requires the FY 2010 reimbursement rates for Consumer Directed Attendant Care to remain at the rate in effect June 30, 2009.

52 8 o. For the fiscal year beginning July 1, 2009, the
52 9 reimbursement rate for providers of family planning services
52 10 that are eligible to receive a 90 percent federal match shall
52 11 be increased by 5 percent above the rates in effect on June
52 12 30, 2009.

Requires the FY 2010 reimbursement rates for Family Planning Services be increased by 5.00% over the rates in effect June 30, 2009.

52 13 2. For the fiscal year beginning July 1, 2009, the
52 14 reimbursement rate for providers reimbursed under the in=
52 15 home-related care program shall not be less than the minimum
52 16 payment level as established by the federal government to meet
52 17 the federally mandated maintenance of effort requirement.

Establishes the maximum FY 2010 reimbursement rate for in-home health-related care providers at the minimum payment level established by the federal government.

52 18 3. Unless otherwise directed in this section, when the
52 19 department's reimbursement methodology for any provider
52 20 reimbursed in accordance with this section includes an
52 21 inflation factor, this factor shall not exceed the amount by
52 22 which the consumer price index for all urban consumers
52 23 increased during the calendar year ending December 31, 2002.

Specifies that when the required reimbursement methodology for providers under this Section includes an inflation factor, the factor cannot exceed the increase in the Consumer Price Index (CPI) for Urban Consumers for the calendar year ending December 31, 2002.

52 24 4. For the fiscal year beginning July 1, 2009,

Provides the daily family foster care rates and the maximum adoption

52 25 notwithstanding section 234.38, the foster family basic daily
52 26 maintenance rate, the maximum adoption subsidy rate, and the
52 27 maximum supervised apartment living foster care rate, and the
52 28 preparation for adult living program maintenance rate for
52 29 children ages 0 through 5 years shall be \$16.36, the rate for
52 30 children ages 6 through 11 years shall be \$17.01, the rate for
52 31 children ages 12 through 15 years shall be \$18.62, and the
52 32 rate for children and young adults ages 16 and older shall be
52 33 \$18.87.

subsidy rates for children by age range for FY 2010.

DETAIL: The rates are increased compared to FY 2009 to maintain rates at 65.00% of the United States Department of Agriculture cost to raise a child as set forth in statute.

52 34 5. For the fiscal year beginning July 1, 2009, the maximum
52 35 reimbursement rates for social services providers reimbursed
53 1 under a purchase of social services contract shall remain at
53 2 the rates in effect on June 30, 2009, or the provider's actual
53 3 and allowable cost plus inflation for each service, whichever
53 4 is less. However, the rates may be adjusted under any of the
53 5 following circumstances:
53 6 a. If a new service was added after June 30, 2009, the
53 7 initial reimbursement rate for the service shall be based upon
53 8 actual and allowable costs.
53 9 b. If a social service provider loses a source of income
53 10 used to determine the reimbursement rate for the provider, the
53 11 provider's reimbursement rate may be adjusted to reflect the
53 12 loss of income, provided that the lost income was used to
53 13 support actual and allowable costs of a service purchased
53 14 under a purchase of service contract.

Requires the maximum reimbursement rates for social service providers, including the Resource Family Recruitment and Retention Contractor, to be the same rate as provided in FY 2009, and provides for circumstances when the rates may be adjusted.

53 15 6. For the fiscal year beginning July 1, 2009, the
53 16 reimbursement rates for family-centered service providers,
53 17 family foster care service providers, group foster care
53 18 service providers, and the resource family recruitment and
53 19 retention contractor shall remain at the rates in effect on
53 20 June 30, 2009.

Maintains foster care reimbursement rates for specified providers in FY 2010 at the same level as FY 2009.

53 21 7. The group foster care reimbursement rates paid for
53 22 placement of children out of state shall be calculated

Requires the group foster care reimbursement rates paid for placement of children out-of-state to be calculated according to the

53 23 according to the same rate-setting principles as those used
53 24 for in-state providers, unless the director of human services
53 25 or the director's designee determines that appropriate care
53 26 cannot be provided within the state. The payment of the daily
53 27 rate shall be based on the number of days in the calendar
53 28 month in which service is provided.

same rate-setting principles as those used for in-state providers, unless the Director of the DHS determines that appropriate care cannot be provided in the State. Also, requires payment of the daily rate to be based on the number of days in the calendar month that service is provided.

53 29 8. For the fiscal year beginning July 1, 2009, remedial
53 30 service providers shall receive cost-based reimbursement for
53 31 100 percent of the reasonable costs not to exceed the
53 32 established limit for the provision of services to recipients
53 33 of medical assistance.

Requires the FY 2010 child welfare remedial service providers to be reimbursed at 100.00% of the cost-based reimbursement.

53 34 9. a. For the fiscal year beginning July 1, 2009, the
53 35 combined service and maintenance components of the
54 1 reimbursement rate paid for shelter care services and
54 2 alternative child welfare emergency services purchased under a
54 3 contract shall be based on the financial and statistical
54 4 report submitted to the department. The maximum reimbursement
54 5 rate shall be \$92.36 per day. The department shall reimburse
54 6 a shelter care provider at the provider's actual and allowable
54 7 unit cost, plus inflation, not to exceed the maximum
54 8 reimbursement rate.

Requires the FY 2010 combined service and maintenance components of the reimbursement rate paid to shelter care providers to be based on the cost report submitted to the DHS. Also, requires a maximum reimbursement rate of \$92.36 per day, and requires the DHS to reimburse shelter care providers at the actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

DETAIL: This maintains the rate received in FY 2009.

54 9 b. Notwithstanding section 232.141, subsection 8, for the
54 10 fiscal year beginning July 1, 2009, the amount of the
54 11 statewide average of the actual and allowable rates for
54 12 reimbursement of juvenile shelter care homes that is utilized
54 13 for the limitation on recovery of unpaid costs shall remain at
54 14 the amount in effect for this purpose in the preceding fiscal
54 15 year.

CODE: Maintains the limit of the Statewide average reimbursement rates paid to shelter care providers that was received in FY 2009. This impacts the amount of charges that are reimbursed.

54 16 10. For the fiscal year beginning July 1, 2009, the
54 17 department shall calculate reimbursement rates for
54 18 intermediate care facilities for persons with mental

Requires the DHS to calculate reimbursement rates for intermediate care facilities for persons with mental retardation (ICF/MRs) at the 80th percentile for FY 2010.

54 19 retardation at the 80th percentile.

54 20 11. For the fiscal year beginning July 1, 2009, for child
54 21 care providers reimbursed under the state child care
54 22 assistance program, the department shall set provider
54 23 reimbursement rates based on the rate reimbursement survey
54 24 completed in December 2004. Effective July 1, 2009, the child
54 25 care provider reimbursement rates shall remain at the rates in
54 26 effect on June 30, 2009. The department shall set rates in a
54 27 manner so as to provide incentives for a nonregistered
54 28 provider to become registered by applying the increase only to
54 29 registered and licensed providers.

Requires the DHS to set FY 2010 provider reimbursement rates for child care providers based on the rate reimbursement survey completed in December 2004. Requires rates to be set in a manner that will provide incentives for non-registered providers to become registered.

54 30 12. For the fiscal year beginning July 1, 2009,
54 31 reimbursements for providers reimbursed by the department of
54 32 human services may be modified if appropriated funding is
54 33 allocated for that purpose from the senior living trust fund
54 34 created in section 249H.4.

Specifies that FY 2010 reimbursements for providers reimbursed by the DHS may be modified if appropriated funding is allocated for that purpose from the Senior Living Trust Fund.

54 35 13. The department may adopt emergency rules to implement
55 1 this section.

Permits the DHS to adopt emergency rules to implement these reimbursements.

55 2 Sec. 33. 2001 Iowa Acts, chapter 192, section 4,
55 3 subsection 4, as amended by 2008 Iowa Acts, chapter 1187,
55 4 section 33, subsection 4, is amended by striking the
55 5 subsection, and inserting in lieu thereof the following:
55 6 4. NURSING FACILITY PAY=FOR=PERFORMANCE.
55 7 a. It is the intent of the general assembly that the
55 8 department of human services initiate a system to recognize
55 9 nursing facilities that provide quality of life and
55 10 appropriate access to medical assistance program beneficiaries
55 11 in a cost=effective manner.
55 12 b. The department shall design and implement a program to
55 13 establish benchmarks and to collect data for these benchmarks
55 14 to evaluate nursing facility performance and to adjust the

CODE: Implements new nursing facility pay-for-performance measures that reward facilities for quality of care, quality of life, and efficiency standards.

DETAIL: A total of \$2,276,000 is currently allocated for this program under the Medicaid appropriation.

55 15 program and benchmarks, accordingly, to recognize improvement.
55 16 The program shall include procedures to provide a
55 17 pay=for=performance payment based upon a nursing facility's
55 18 achievement of multiple favorable outcomes as determined by
55 19 these benchmarks. Any increased reimbursement shall not
55 20 exceed 5 percent of the sum of the direct and nondirect care
55 21 medians. The increased reimbursement shall be included in the
55 22 calculation of nursing facility modified price=based payment
55 23 rates with the exception of Medicare=certified hospital=based
55 24 nursing facilities, state=operated nursing facilities, and
55 25 special population nursing facilities. The increased
55 26 reimbursement shall be applicable to the payment periods
55 27 beginning July 1, 2009.

55 28 c. It is the intent of the general assembly that any
55 29 pay=for=performance payments to nursing facilities be used to
55 30 support direct care staff through increased wages, enhanced
55 31 benefits, and expanded training opportunities and that all
55 32 pay=for=performance payments be used in a manner that improves
55 33 and enhances quality of care for residents.

55 34 d. The program shall include various levels of compliance
55 35 in order for a nursing facility to be considered eligible for
56 1 a pay=for=performance payment including:
56 2 (1) The initial meeting of prerequisites including all of
56 3 the following:
56 4 (a) A nursing facility shall not be eligible to
56 5 participate if during the payment period the nursing facility
56 6 receives a deficiency resulting in actual harm or immediate
56 7 jeopardy, pursuant to the federal certification guidelines at
56 8 an H level scope and severity or higher, regardless of the
56 9 amount of fines assessed.

56 10 (b) The pay=for=performance payment component shall be
56 11 suspended for any month the nursing facility is in denial of
56 12 payment for new admissions status.

56 13 (2) Monitoring for nursing facility compliance with
56 14 program requirements including:
56 15 (a) Survey compliance during the payment period. If a
56 16 nursing facility receives a deficiency resulting in actual
56 17 harm pursuant to the federal certification guidelines at a G

56 18 level scope and severity or higher, the payment shall be
56 19 reduced by 25 percent for each such deficiency received during
56 20 the state fiscal year. Additionally, if the nursing facility
56 21 fails to cure any deficiency cited within the time required by
56 22 the department of inspections and appeals, the payment shall
56 23 be forfeited and the nursing facility shall not receive any
56 24 payment for that payment period.
56 25 (b) Compliance with the use of the pay=for=performance
56 26 payment received.
56 27 (c) Establishing and utilizing a tracking and reporting
56 28 system to document the use of the pay=for=performance payments
56 29 by the nursing facility.
56 30 (3) Use of measures based on the four domains of quality
56 31 of life, quality of care, access, and efficiency.
56 32 e. (1) The department shall utilize cost reports or other
56 33 means to document nursing facility eligibility for and
56 34 compliance with the pay=for=performance payments.
56 35 (2) The department shall publish the results of the
57 1 measures for which a nursing facility qualifies and the amount
57 2 of any pay=for=performance payment received. The department
57 3 shall also publish information regarding the use of the
57 4 pay=for=performance payments by any nursing facility receiving
57 5 such payment.
57 6 f. The department may adopt emergency rules to implement
57 7 this subsection.
57 8 g. The department shall request any medical assistance
57 9 state plan amendment necessary to implement the
57 10 pay=for=performance payment methodology.

57 11 Sec. 34. EMERGENCY RULES.

57 12 1. If specifically authorized by a provision of this
57 13 division of this Act, the department of human services or the
57 14 mental health, mental retardation, developmental disabilities,
57 15 and brain injury commission may adopt administrative rules
57 16 under section 17A.4, subsection 2, and section 17A.5,
57 17 subsection 2, paragraph "b", to implement the provisions and
57 18 the rules shall become effective immediately upon filing or on

Permits the Department of Human Services and the Mental Health,
Mental Retardation, Developmental Disabilities, and Brain Injury
Commission to adopt emergency rules when authorized.

57 19 a later effective date specified in the rules, unless the
57 20 effective date is delayed by the administrative rules review
57 21 committee. Any rules adopted in accordance with this section
57 22 shall not take effect before the rules are reviewed by the
57 23 administrative rules review committee. The delay authority
57 24 provided to the administrative rules review committee under
57 25 section 17A.4, subsection 5, and section 17A.8, subsection 9,
57 26 shall be applicable to a delay imposed under this section,
57 27 notwithstanding a provision in those sections making them
57 28 inapplicable to section 17A.5, subsection 2, paragraph "b".
57 29 Any rules adopted in accordance with the provisions of this
57 30 section shall also be published as notice of intended action
57 31 as provided in section 17A.4.

57 32 2. If during the fiscal year beginning July 1, 2009, the
57 33 department of human services is adopting rules in accordance
57 34 with this section or as otherwise directed or authorized by
57 35 state law, and the rules will result in an expenditure
58 1 increase beyond the amount anticipated in the budget process
58 2 or if the expenditure was not addressed in the budget process
58 3 for the fiscal year, the department shall notify the persons
58 4 designated by this division of this Act for submission of
58 5 reports, the chairpersons and ranking members of the
58 6 committees on appropriations, and the department of management
58 7 concerning the rules and the expenditure increase. The
58 8 notification shall be provided at least 30 calendar days prior
58 9 to the date notice of the rules is submitted to the
58 10 administrative rules coordinator and the administrative code
58 11 editor.

Requires the Department of Human Services to report to the Chairpersons and Ranking Members of the Appropriation Committees, the Legislative Services Agency, and the Department of Management at least 30 days prior to submitting rules that will have a fiscal impact that was not addressed in the budget process.

58 12 Sec. 35. DEPARTMENTAL EFFICIENCIES == BUDGET REDUCTIONS.
58 13 The departments of elder affairs, public health, human
58 14 services, and veterans affairs shall develop a plan to
58 15 maximize efficiencies to reduce their respective FY 2009=2010
58 16 budgets by five percent beginning in FY 2010=2011. The
58 17 departments shall collaborate to the extent appropriate to

Requires the Department of Elder Affairs, the Department of Public Health, Department of Human Services, and Veterans Affairs to develop a plan to maximize efficiencies and reduce their budget by 5.00% beginning in FY 2011. Requires a report to the Health and Human Services Appropriations Subcommittee, caucus staffs, and Legislative Services Agency by December 15, 2009.

58 18 accomplish such reductions. The departments shall report
58 19 their plans for maximizing efficiencies and reducing their
58 20 budgets to the individuals specified in this Act to receive
58 21 reports by December 15, 2009.

58 22 Sec. 36. FULL=TIME EQUIVALENT POSITIONS == REDUCTIONS.
58 23 The director of the department or state agency to which
58 24 appropriations are made pursuant to this division of this Act,
58 25 in making any reductions in full=time equivalent positions,
58 26 shall, to the greatest extent possible, retain those positions
58 27 providing direct services to the public.

Requires the Directors receiving funds under this Act to retain positions providing direct services to the public, to the extent possible.

58 28 Sec. 37. REPORTS. Any reports or information required to
58 29 be compiled and submitted under this Act shall be submitted to
58 30 the chairpersons and ranking members of the joint
58 31 appropriations subcommittee on health and human services, the
58 32 legislative services agency, and the legislative caucus staffs
58 33 on or before the dates specified for submission of the reports
58 34 or information.

Specifies that any reports in the Act be submitted to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staff, and the Legislative Services Agency.

58 35 Sec. 38. EFFECTIVE DATE. The following provisions of this
59 1 division of this Act, being deemed of immediate importance,
59 2 take effect upon enactment:
59 3 The provision under the appropriation for child and family
59 4 services, relating to requirements of section 232.143 for
59 5 representatives of the department of human services and
59 6 juvenile court services to establish a plan for continuing
59 7 group foster care expenditures for fiscal year 2009=2010.

The provision requiring representatives of the DHS and juvenile court services to collaborate regarding group foster care expenditures is effective on enactment.

59 8 DIVISION II
59 9 SENIOR LIVING TRUST FUND,
59 10 PHARMACEUTICAL SETTLEMENT ACCOUNT,
59 11 IOWACARE ACCOUNT, AND HEALTH CARE
59 12 TRANSFORMATION ACCOUNT

59 13 Sec. 39. DEPARTMENT OF ELDER AFFAIRS. There is
 59 14 appropriated from the senior living trust fund created in
 59 15 section 249H.4 to the department of elder affairs for the
 59 16 fiscal year beginning July 1, 2009, and ending June 30, 2010,
 59 17 the following amount, or so much thereof as is necessary, to
 59 18 be used for the purpose designated:
 59 19 For the development and implementation of a comprehensive
 59 20 senior living program, including case management only if the
 59 21 monthly cost per client for case management for the frail
 59 22 elderly services provided does not exceed the amount specified
 59 23 in this section, and including program administration and
 59 24 costs associated with implementation:
 59 25 \$ 8,486,698

Senior Living Trust Fund appropriation to the Department of Elder Affairs.

DETAIL: Maintains the current level of funding.

59 26 1. a. Of the funds appropriated in this section,
 59 27 \$1,010,000 shall be transferred to the department of human
 59 28 services in equal amounts on a quarterly basis for
 59 29 reimbursement of case management services provided under the
 59 30 medical assistance elderly waiver.

Requires \$1,010,000 to be transferred to the DHS, in equal amounts on a quarterly basis, for reimbursement under the Medicaid Elderly Waiver.

DETAIL: Maintains the current allocation and transfer levels.

59 31 b. The monthly cost per client for case management for the
 59 32 frail elderly services provided shall not exceed an average of
 59 33 \$70. However, if the department of human services adopts
 59 34 administrative rules revising the reimbursement methodology to
 59 35 include 15 minute units, 24=hour on=call, and other
 60 1 requirements consistent with federal regulations, the \$70
 60 2 monthly cap shall be eliminated and replaced with a quarterly
 60 3 projection of expenditures and reimbursement revisions
 60 4 necessary to maintain expenditures within the amounts budgeted
 60 5 under the appropriations made for the fiscal year for the
 60 6 medical assistance program.

Sets the maximum cost per client at \$70.00 per member, per month. If the Department of Human Services adopts rules to revise the reimbursement methodology for case management, the \$70.00 cap is eliminated.

60 7 c. The department shall review projections for state
 60 8 funding expenditures for reimbursement of case management
 60 9 services under the medical assistance elderly waiver on a

Requires the Department to review expenditures for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

60 10 quarterly basis and shall determine if an adjustment to the
 60 11 medical assistance reimbursement rates are necessary to
 60 12 provide reimbursement within the state funding amounts
 60 13 budgeted under the appropriations made for the fiscal year for
 60 14 the medical assistance program. Any temporary enhanced
 60 15 federal financial participation that may become available for
 60 16 the medical assistance program during the fiscal year shall
 60 17 not be used in projecting the medical assistance elderly
 60 18 waiver case management budget. The department shall revise
 60 19 such reimbursement rates as necessary to maintain expenditures
 60 20 for medical assistance elderly waiver case management services
 60 21 within the state funding amounts budgeted under the
 60 22 appropriations made for the fiscal year for the medical
 60 23 assistance program.

60 24 2. Notwithstanding section 249H.7, the department of elder
 60 25 affairs shall distribute funds appropriated in this section in
 60 26 a manner that will supplement and maximize federal funds under
 60 27 the federal Older Americans Act and shall not use the amount
 60 28 distributed for any administrative purposes of either the
 60 29 department of elder affairs or the area agencies on aging.

CODE: Requires the Department of Elder Affairs to maximize federal funds under the federal Older Americans Act, and prohibits these funds from being used for administration.

60 30 3. Of the funds appropriated in this section, \$60,000
 60 31 shall be used to provide dementia-specific education to direct
 60 32 care workers and other providers of long-term care to enhance
 60 33 existing or scheduled efforts through the Iowa caregivers
 60 34 association, the Alzheimer's association, and other
 60 35 organizations identified as appropriate by the department.

Allocates \$60,000 for dementia-specific education for direct care workers.

DETAIL: Maintains the current allocation level.

61 1 Sec. 40. DEPARTMENT OF INSPECTIONS AND APPEALS. There is
 61 2 appropriated from the senior living trust fund created in
 61 3 section 249H.4 to the department of inspections and appeals
 61 4 for the fiscal year beginning July 1, 2009, and ending June
 61 5 30, 2010, the following amount, or so much thereof as is
 61 6 necessary, to be used for the purpose designated:
 61 7 For the inspection and certification of assisted living

Senior Living Trust Fund appropriation to the Department of Inspections and Appeals for inspection and certification of assisted living facilities and adult day care services.

DETAIL: Maintains the current level of Senior Living Trust Fund support.

61 8 facilities and adult day care services, including program
61 9 administration and costs associated with implementation:
61 10 \$ 1,339,527

61 11 Sec. 41. IOWA FINANCE AUTHORITY. There is appropriated
61 12 from the senior living trust fund created in section 249H.4 to
61 13 the Iowa finance authority for the fiscal year beginning July
61 14 1, 2009, and ending June 30, 2010, the following amount, or so
61 15 much thereof as is necessary, to be used for the purposes
61 16 designated:
61 17 For the rent subsidy program, to provide reimbursement for
61 18 rent expenses to eligible persons:
61 19 \$ 700,000

61 20 Participation in the rent subsidy program shall be limited
61 21 to only those persons who meet the requirements for the
61 22 nursing facility level of care for home and community-based
61 23 services waiver services as in effect on July 1, 2009, and to
61 24 those individuals who are eligible for the federal money
61 25 follows the person grant program under the medical assistance
61 26 program.

61 27 Sec. 42. DEPARTMENT OF HUMAN SERVICES. Any funds
61 28 remaining in the senior living trust fund created in section
61 29 249H.4 following the appropriations from the senior living
61 30 trust fund made in this division of this Act to the department
61 31 of elder affairs, the department of inspections and appeals,
61 32 and the Iowa finance authority, for the fiscal year beginning
61 33 July 1, 2009, and ending June 30, 2010, are appropriated to
61 34 the department of human services to supplement the medical
61 35 assistance program appropriations made in this Act, including
62 1 program administration and costs associated with
62 2 implementation. In order to carry out the purposes of this
62 3 section, the department may transfer funds appropriated in
62 4 this section to supplement other appropriations made to the

Senior Living Trust Fund appropriation to the Iowa Finance Authority (IFA) for the Rent Subsidy Program.

DETAIL: Maintains the current level of Senior Living Trust Fund support.

Requires participation in the Rent Subsidy Program to be limited to individuals at risk of nursing home placement and those eligible under the federal Money Follows the Person Grant Program.

Appropriates the balance of the Senior Living Trust Fund to the Medicaid Program for FY 2010 after all other appropriations from the Fund are made.

DETAIL: It is estimated that there will be \$16,784,483 available for appropriation. This is a decrease of \$94,968,712 compared to the estimated net FY 2009 appropriation.

62 5 department of human services.

62 6 Sec. 43. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
 62 7 appropriated from the pharmaceutical settlement account
 62 8 created in section 249A.33 to the department of human services
 62 9 for the fiscal year beginning July 1, 2009, and ending June
 62 10 30, 2010, the following amount, or so much thereof as is
 62 11 necessary, to be used for the purpose designated:
 62 12 To supplement the appropriations made for medical contracts
 62 13 under the medical assistance program:
 62 14 \$ 1,323,833

Pharmaceutical Settlement Account appropriation to the Department of Human Services for medical contracts in Medicaid.

DETAIL: Maintains the current level of Pharmaceutical Settlement Account support.

62 15 Sec. 44. APPROPRIATIONS FROM IOWACARE ACCOUNT.

62 16 1. There is appropriated from the IowaCare account created
 62 17 in section 249J.24 to the state board of regents for
 62 18 distribution to the university of Iowa hospitals and clinics
 62 19 for the fiscal year beginning July 1, 2009, and ending June
 62 20 30, 2010, the following amount, or so much thereof as is
 62 21 necessary, to be used for the purposes designated:
 62 22 For salaries, support, maintenance, equipment, and
 62 23 miscellaneous purposes, for the provision of medical and
 62 24 surgical treatment of indigent patients, for provision of
 62 25 services to members of the expansion population pursuant to
 62 26 chapter 249J, and for medical education:
 62 27 \$ 27,284,584

IowaCare Account appropriation to the University of Iowa Hospitals and Clinics (UIHC).

DETAIL: Maintains the current level of IowaCare Account support. IowaCare is an indigent care program for uninsured adults with incomes up to 200.00% of the Federal Poverty Level. It was created during the 2005 Legislative Session in response to the elimination of federal Intergovernmental Transfers (IGTs). Fiscal year 2006 was the first year this appropriation was funded. A portion of the funds are to be used for graduate medical education.

62 28 a. Funds appropriated in this subsection shall not be used
 62 29 to perform abortions except medically necessary abortions, and
 62 30 shall not be used to operate the early termination of
 62 31 pregnancy clinic except for the performance of medically
 62 32 necessary abortions. For the purpose of this subsection, an
 62 33 abortion is the purposeful interruption of pregnancy with the
 62 34 intention other than to produce a live-born infant or to
 62 35 remove a dead fetus, and a medically necessary abortion is one

Specifies the conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: The rules regarding abortion that apply to the Medical Assistance Program also apply to IowaCare.

63 1 performed under one of the following conditions:
 63 2 (1) The attending physician certifies that continuing the
 63 3 pregnancy would endanger the life of the pregnant woman.
 63 4 (2) The attending physician certifies that the fetus is
 63 5 physically deformed, mentally deficient, or afflicted with a
 63 6 congenital illness.
 63 7 (3) The pregnancy is the result of a rape which is
 63 8 reported within 45 days of the incident to a law enforcement
 63 9 agency or public or private health agency which may include a
 63 10 family physician.
 63 11 (4) The pregnancy is the result of incest which is
 63 12 reported within 150 days of the incident to a law enforcement
 63 13 agency or public or private health agency which may include a
 63 14 family physician.
 63 15 (5) The abortion is a spontaneous abortion, commonly known
 63 16 as a miscarriage, wherein not all of the products of
 63 17 conception are expelled.

63 18 b. Notwithstanding any provision of law to the contrary,
 63 19 the amount appropriated in this subsection shall be allocated
 63 20 in twelve equal monthly payments as provided in section
 63 21 249J.24.

CODE: Requires the amount appropriated in this Subsection to be allocated in 12 equal monthly payments.

63 22 2. There is appropriated from the IowaCare account created
 63 23 in section 249J.24 to the state board of regents for
 63 24 distribution to the university of Iowa hospitals and clinics
 63 25 for the fiscal year beginning July 1, 2009, and ending June
 63 26 30, 2010, the following amount, or so much thereof as is
 63 27 necessary, to be used for the purposes designated:
 63 28 For salaries, support, maintenance, equipment, and
 63 29 miscellaneous purposes, for the provision of medical and
 63 30 surgical treatment of indigent patients, for provision of
 63 31 services to members of the expansion population pursuant to
 63 32 chapter 249J, and for medical education:
 63 33 \$ 47,020,131

IowaCare Account appropriation of an additional \$47,020,131 to the State Board of Regents to be distributed to the University of Iowa Hospitals and Clinics (UIHC).

DETAIL: This is an increase of \$11,050,766 compared to estimated net FY 2009. The increase is for increased enrollment and utilization of the IowaCare Program.

63 34 The amount appropriated in this subsection shall be

Permits the appropriation to be distributed only if expansion population

63 35 distributed only if expansion population claims adjudicated
 64 1 and paid by the Iowa Medicaid enterprise exceed the
 64 2 appropriation to the state board of regents for distribution
 64 3 to the university of Iowa hospitals and clinics provided in
 64 4 subsection 1. The amount appropriated in this subsection
 64 5 shall be distributed monthly for expansion population claims
 64 6 adjudicated and approved for payment by the Iowa Medicaid
 64 7 enterprise using medical assistance program reimbursement
 64 8 rates.

claims exceed the \$27,284,584 appropriated to the Board of Regents and requires the funds to be distributed monthly.

64 9 3. There is appropriated from the IowaCare account created
 64 10 in section 249J.24 to the department of human services for the
 64 11 fiscal year beginning July 1, 2009, and ending June 30, 2010,
 64 12 the following amount, or so much thereof as is necessary, to
 64 13 be used for the purposes designated:
 64 14 For distribution to a publicly owned acute care teaching
 64 15 hospital located in a county with a population over 350,000
 64 16 for the provision of medical and surgical treatment of
 64 17 indigent patients, for provision of services to members of the
 64 18 expansion population pursuant to chapter 249J, and for medical
 64 19 education:

IowaCare Account appropriation to Polk County Broadlawns Medical Center.

DETAIL: This is an increase of \$6,000,000 compared to the estimated net FY 2009 appropriation. Broadlawns transfers \$38,000,000 of Polk County property tax proceeds to the State to draw down the federal match that funds the IowaCare Program.

64 20 \$ 46,000,000

64 21 a. Notwithstanding any provision of law to the contrary,
 64 22 the amount appropriated in this subsection shall be allocated
 64 23 in twelve equal monthly payments as provided in section
 64 24 249J.24. Any amount appropriated in this subsection in excess
 64 25 of \$41,000,000 shall be allocated only if federal funds are
 64 26 available to match the amount allocated.

64 27 b. Notwithstanding the total amount of proceeds
 64 28 distributed pursuant to section 249J.24, subsection 6,
 64 29 paragraph "a", unnumbered paragraph 1, for the fiscal year
 64 30 beginning July 1, 2009, and ending June 30, 2010, the county
 64 31 treasurer of a county with a population of over 350,000 in
 64 32 which a publicly owned acute care teaching hospital is located
 64 33 shall distribute the proceeds collected pursuant to section
 64 34 347.7 in a total amount of \$38,000,000, which would otherwise
 64 35 be distributed to the county hospital, to the treasurer of

65 1 state for deposit in the IowaCare account.
 65 2 c. (1) Notwithstanding the amount collected and
 65 3 distributed for deposit in the IowaCare account pursuant to
 65 4 section 249J.24, subsection 6, paragraph "a", subparagraph
 65 5 (1), the first \$19,000,000 in proceeds collected pursuant to
 65 6 section 347.7 between July 1, 2009, and December 31, 2009,
 65 7 shall be distributed to the treasurer of state for deposit in
 65 8 the IowaCare account and collections during this time period
 65 9 in excess of \$19,000,000 shall be distributed to the acute
 65 10 care teaching hospital identified in this subsection.
 65 11 (2) Notwithstanding the amount collected and distributed
 65 12 for deposit in the IowaCare account pursuant to section
 65 13 249J.24, subsection 6, paragraph "a", subparagraph (2), the
 65 14 first \$19,000,000 in collections pursuant to section 347.7
 65 15 between January 1, 2010, and June 30, 2010, shall be
 65 16 distributed to the treasurer of state for deposit in the
 65 17 IowaCare account and collections during this time period in
 65 18 excess of \$19,000,000 shall be distributed to the acute care
 65 19 teaching hospital identified in this subsection.

65 20 Sec. 45. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE
 65 21 TRANSFORMATION. Notwithstanding any provision to the
 65 22 contrary, there is appropriated from the account for health
 65 23 care transformation created in section 249J.23 to the
 65 24 department of human services for the fiscal year beginning
 65 25 July 1, 2009, and ending June 30, 2010, the following amounts,
 65 26 or so much thereof as is necessary, to be used for the
 65 27 purposes designated:

65 28 1. For the costs of medical examinations and development
 65 29 of personal health improvement plans for the expansion
 65 30 population pursuant to section 249J.6:
 65 31 \$ 556,800

65 32 2. For the provision of a medical information hotline for

Appropriations from the Health Care Transformation Account (HCTA).

DETAIL: The HCTA was created as part of the agreement with the federal Centers for Medicare and Medicaid Services (CMS) to discontinue Iowa's Intergovernmental Transfers (IGTs) during the 2005 Legislative Session. It is intended to fund the reforms specified in HF 841 (IowaCare and Medicaid Reform Act) passed during the 2005 Legislative Session.

Appropriation from the HCTA for medical examinations and personal improvement plans for IowaCare enrollees.

DETAIL: Maintains the current level of HCTA support.

Appropriation from the HCTA for a medical information hotline for IowaCare enrollees.

65 33	the expansion population as provided in section 249J.6:	
65 34	..... \$ 100,000	DETAIL: This is a decrease of \$50,000 compared to the estimated net FY 2009 appropriation.
65 35	3. For other health promotion partnership activities	Appropriation from the HCTA for other health partnership activities related to IowaCare.
66 1	pursuant to section 249J.14:	
66 2	..... \$ 600,000	DETAIL: This is a decrease of \$300,000 compared to the estimated FY 2009 appropriation.
66 3	4. For the costs related to audits, performance	Appropriation from the HCTA for costs related to audits, performance
66 4	evaluations, and studies required pursuant to chapter 249J:	evaluations, and studies related to IowaCare.
66 5	..... \$ 125,000	DETAIL: This is a decrease of \$275,000 compared to the estimated FY 2009 appropriation.
66 6	5. For administrative costs associated with chapter 249J:	Appropriation from the HCTA for IowaCare administrative costs.
66 7	..... \$ 1,132,412	DETAIL: Maintains the current level of HCTA support.
66 8	6. For planning and development, in cooperation with the	Appropriation from the HCTA to the DHS and the DPH to start a
66 9	department of public health, of a phased-in program to provide	program to provide a dental home for children.
66 10	a dental home for children in accordance with section 249J.14,	
66 11	subsection 7:	DETAIL: Maintains the current level of HCTA support.
66 12	..... \$ 1,000,000	
66 13	7. For continuation of the establishment of the tuition	Appropriation from the HCTA for tuition assistance for individuals
66 14	assistance for individuals serving individuals with	serving individuals with disabilities pilot program.
66 15	disabilities pilot program, as enacted in 2008 Iowa Acts,	
66 16	chapter 1187, section 130:	DETAIL: This is a decrease of \$450,000 compared to the estimated
66 17	..... \$ 50,000	net FY 2009 appropriation.
66 18	8. For payment to the publicly owned acute care teaching	Appropriation from the HCTA for the Polk County Broadlawns Medical

66 19 hospital located in a county with a population of over 350,000
 66 20 that is a participating provider pursuant to chapter 249J:
 66 21 \$ 290,000

Center for the IowaCare Program. Requires distribution of the funds on a monthly basis.

DETAIL: This is an increase of \$60,000 compared to the estimated net FY 2009 appropriation.

66 22 Disbursements under this subsection shall be made monthly.
 66 23 The hospital shall submit a report following the close of the
 66 24 fiscal year regarding use of the funds appropriated in this
 66 25 subsection to the persons specified in this Act to receive
 66 26 reports.

Requires the DHS to make 12 monthly payments to Polk County Broadlawns Medical Center for the appropriation. Requires an FY 2010 report from the Medical Center.

66 27 Notwithstanding section 8.39, subsection 1, without the
 66 28 prior written consent and approval of the governor and the
 66 29 director of the department of management, the director of
 66 30 human services may transfer funds among the appropriations
 66 31 made in this section as necessary to carry out the purposes of
 66 32 the account for health care transformation. The department
 66 33 shall report any transfers made pursuant to this section to
 66 34 the legislative services agency.

CODE: Permits the DHS to transfer funds to carry out activities in this Section without the approval of the Governor or the Director of the Department of Management, but requires the DHS to report any transfers to the Legislative Services Agency.

66 35 Sec. 46. IOWACARE RENEWAL OF WAIVER. It is the intent of
 67 1 the general assembly that the department of human services
 67 2 apply for renewal of the IowaCare section 1115 demonstration
 67 3 waiver under the medical assistance program. The department
 67 4 shall seek to renew the existing terms of the waiver for an
 67 5 additional five-year period and shall seek maximum expenditure
 67 6 authority for payments to the state's four mental health
 67 7 institutes. The IowaCare section 1115 demonstration waiver
 67 8 renewal shall be amended to remove the limitation on new
 67 9 provider taxes and shall transfer the seriously emotionally
 67 10 disturbed children waiver to be approved as a section 1915(c)
 67 11 home and community-based services waiver.

Specifies that it is the intent of the General Assembly that the Department apply for a renewal of the IowaCare Waiver for an additional five years. Requires the Department to negotiate the removal of the limitation on new provider taxes and transfer the Seriously Emotionally Disturbed Children Waiver to a 1915(c) Home and Community-Based Services Waiver.

67 12 Sec. 47. MEDICAL ASSISTANCE PROGRAM == NONREVERSION FOR FY

CODE: Requires nonreversion of funds from the Medicaid Program to

67 13 2009=2010. Notwithstanding section 8.33, if moneys
 67 14 appropriated for purposes of the medical assistance program
 67 15 for the fiscal year beginning July 1, 2009, and ending June
 67 16 30, 2010, from the general fund of the state, the senior
 67 17 living trust fund, the health care trust fund, and the
 67 18 property tax relief fund are in excess of actual expenditures
 67 19 for the medical assistance program and remain unencumbered or
 67 20 unobligated at the close of the fiscal year, the excess moneys
 67 21 shall not revert but shall remain available for expenditure
 67 22 for the purposes of the medical assistance program until the
 67 23 close of the succeeding fiscal year.

the Senior Living Trust Fund. Instead the funds would remain within the appropriation to be used in the succeeding fiscal year.

DETAIL: The federal American Recovery and Reinvestment Act of 2009 has a provision prohibiting the transfer of Medicaid stimulus dollars to a reserve or rainy day fund. This language complies with those regulations.

67 24 DIVISION III
 67 25 MH/MR/DD SERVICES
 67 26 ALLOWED GROWTH FUNDING
 67 27 FY 2009=2010

67 28 Sec. 48. 2008 Iowa Acts, chapter 1191, section 1, is
 67 29 amended to read as follows:
 67 30 SECTION 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND
 67 31 DEVELOPMENTAL DISABILITIES ALLOWED GROWTH APPROPRIATION AND
 67 32 ALLOCATIONS == FISCAL YEAR 2009=2010.

CODE: Updates the FY 2010 original Mental Health Allowed Growth appropriation to reflect a general reduction of 12.80% and the elimination of the 3.00% Allowed Growth appropriation passed in HF 2700 (FY 2009 Standing Appropriations Act).

67 33 4-. There is appropriated from the general fund of the
 67 34 state to the department of human services for the fiscal year
 67 35 beginning July 1, 2009, and ending June 30, 2010, the
 68 1 following amount, or so much thereof as is necessary, to be
 68 2 used for the purpose designated:
 68 3 For distribution to counties of the county mental health,
 68 4 mental retardation, and developmental disabilities allowed
 68 5 growth factor adjustment for fiscal year 2009=2010 as provided
 68 6 in this section in lieu of the allowed growth factor
 68 7 provisions of section 331.438, subsection 2, and section
 68 8 331.439, subsection 3, and chapter 426B :
 68 9 \$ ~~69,949,069~~
 68 10 54,108,770

DETAIL: This includes a net decrease of \$15,851,299 as follows:

- A decrease of \$8,275,660 to eliminate the Allowed Growth increase.
- A decrease of \$7,722,389 for a general reduction of 12.80%.
- An increase of \$146,750 to move the Purchase of Service Provider contract to the General Fund from the HITT Fund that has been eliminated.

68 11 ~~2. The amount appropriated in this section shall be~~

68 12 ~~allocated as provided in a later enactment of the general~~
68 13 ~~assembly.~~

68 14 Sec. 49. 2008 Iowa Acts, chapter 1191, section 1, as
68 15 amended by this division of this Act, is amended by adding the
68 16 following new subsections:

68 17 NEW SUBSECTION . 2. Of the amount appropriated in
68 18 subsection 1, \$12,000,000 shall be distributed as provided in
68 19 this subsection.

68 20 a. To be eligible to receive a distribution under this
68 21 subsection, a county must meet the following requirements:

68 22 (1) The county is levying for the maximum amount allowed
68 23 for the county's mental health, mental retardation, and
68 24 developmental disabilities services fund under section
68 25 331.424A for taxes due and payable in the fiscal year
68 26 beginning July 1, 2009, or the county is levying for at least
68 27 90 percent of the maximum amount allowed for the county's
68 28 services fund and that levy rate is more than \$2 per \$1,000 of
68 29 the assessed value of all taxable property in the county.

68 30 (2) In the fiscal year beginning July 1, 2007, the
68 31 county's mental health, mental retardation, and developmental
68 32 disabilities services fund ending balance under generally
68 33 accepted accounting principles was equal to or less than 15
68 34 percent of the county's actual gross expenditures for that
68 35 fiscal year.

69 1 b. A county's allocation of the amount appropriated in
69 2 this subsection shall be determined based upon the county's
69 3 proportion of the general population of the counties eligible
69 4 to receive an allocation under this subsection. The most
69 5 recent population estimates issued by the United States bureau
69 6 of the census shall be applied in determining population for
69 7 the purposes of this paragraph.

69 8 c. The allocations made pursuant to this subsection are
69 9 subject to the distribution provisions and withholding
69 10 requirements established in this section for the county mental
69 11 health, mental retardation, and developmental disabilities
69 12 allowed growth factor adjustment for the fiscal year beginning

CODE: Requires counties eligible for the \$12,000,000 Mental Health
Allowed Growth funding to comply with the following:

- Levy at least 90.00% of the maximum levy.
- Levy at least \$2.00 per \$1,000 of the taxable assessed property value.
- Maintain a Mental Health Services Fund balance for FY 2008 of 15.00% or less.

69 13 July 1, 2009.

69 14 NEW SUBSECTION . 3. The funding appropriated in this
 69 15 section is the allowed growth factor adjustment for fiscal
 69 16 year 2009=2010, and shall be credited to the allowed growth
 69 17 funding pool created in the property tax relief fund and for
 69 18 distribution in accordance with section 426B.5, subsection 1:
 69 19 \$ 42,108,770

CODE: Sets the expenditure target allocation for the allowed growth funding pool for FY 2010.

69 20 NEW SUBSECTION . 4. The following formula amounts shall be
 69 21 utilized only to calculate preliminary distribution amounts
 69 22 for fiscal year 2009=2010 under this section by applying the
 69 23 indicated formula provisions to the formula amounts and
 69 24 producing a preliminary distribution total for each county:
 69 25 a. For calculation of a distribution amount for eligible
 69 26 counties from the allowed growth funding pool created in the
 69 27 property tax relief fund in accordance with the requirements
 69 28 in section 426B.5, subsection 1:
 69 29 \$ 52,056,760
 69 30 b. For calculation of a distribution amount for counties
 69 31 from the mental health and developmental disabilities (MH/DD)
 69 32 community services fund in accordance with the formula
 69 33 provided in the appropriation made for the MH/DD community
 69 34 services fund for the fiscal year beginning July 1, 2009:
 69 35 \$ 15,790,111

CODE: Provides the annual distribution of the FY 2010 Mental Health Allowed Growth appropriation. Reflects appropriations from multiple sources with a single distribution. Requires \$54,108,770 to be distributed to counties that levy at least 70.00% for the MH/MR/DD Services Fund and have limited Fund balances. Fund balances for the distribution formula are those from FY 2008. Those counties that have an ending Fund balance of between 10.00% and 25.00% will experience a reduction of \$5,664,576 as a withholding target.

70 1 NEW SUBSECTION . 5. After applying the applicable
 70 2 statutory distribution formulas to the amounts indicated in
 70 3 subsection 4 for purposes of producing preliminary
 70 4 distribution totals, the department of human services shall
 70 5 apply a withholding factor to adjust an eligible individual
 70 6 county's preliminary distribution total. In order to be
 70 7 eligible for a distribution under this section, a county must
 70 8 be levying 90 percent or more of the maximum amount allowed
 70 9 for the county's mental health, mental retardation, and
 70 10 developmental disabilities services fund under section
 70 11 331.424A for taxes due and payable in the fiscal year for

70 12 which the distribution is payable. An ending balance
70 13 percentage for each county shall be determined by expressing
70 14 the county's ending balance on a modified accrual basis under
70 15 generally accepted accounting principles for the fiscal year
70 16 beginning July 1, 2007, in the county's mental health, mental
70 17 retardation, and developmental disabilities services fund
70 18 created under section 331.424A, as a percentage of the
70 19 county's gross expenditures from that fund for that fiscal
70 20 year. If a county borrowed moneys for purposes of providing
70 21 services from the county's services fund on or before July 1,
70 22 2007, and the county's services fund ending balance for that
70 23 fiscal year includes the loan proceeds or an amount designated
70 24 in the county budget to service the loan for the borrowed
70 25 moneys, those amounts shall not be considered to be part of
70 26 the county's ending balance for purposes of calculating an
70 27 ending balance percentage under this subsection. The
70 28 withholding factor for a county shall be the following
70 29 applicable percent:

70 30 a. For an ending balance percentage of less than 5
70 31 percent, a withholding factor of 0 percent. In addition, a
70 32 county that is subject to this lettered paragraph shall
70 33 receive an inflation adjustment equal to 3 percent of the
70 34 gross expenditures reported for the county's services fund for
70 35 the fiscal year.

71 1 b. For an ending balance percentage of 5 percent or more
71 2 but less than 10 percent, a withholding factor of 0 percent.
71 3 In addition, a county that is subject to this lettered
71 4 paragraph shall receive an inflation adjustment equal to 2
71 5 percent of the gross expenditures reported for the county's
71 6 services fund for the fiscal year.

71 7 c. For an ending balance percentage of 10 percent or more
71 8 but less than 25 percent, a withholding factor of 25 percent.
71 9 However, for counties with an ending balance percentage of 10
71 10 percent or more but less than 15 percent, the amount withheld
71 11 shall be limited to the amount by which the county's ending
71 12 balance was in excess of the ending balance percentage of 10
71 13 percent.

71 14 d. For an ending balance percentage of 25 percent or more,

71 15 a withholding percentage of 100 percent.
71 16 NEW SUBSECTION . 6. The total withholding amounts applied
71 17 pursuant to subsection 5 shall be equal to a withholding
71 18 target amount of \$5,947,990. If the department of human
71 19 services determines that the amount to be withheld in
71 20 accordance with subsection 6 is not equal to the target
71 21 withholding amount, the department shall adjust the
71 22 withholding factors listed in subsection 6 as necessary to
71 23 achieve the target withholding amount. However, in making
71 24 such adjustments to the withholding factors, the department
71 25 shall strive to minimize changes to the withholding factors
71 26 for those ending balance percentage ranges that are lower than
71 27 others and shall not adjust the zero withholding factor or the
71 28 inflation adjustment percentage specified in subsection 5,
71 29 paragraph "a".

71 30 Sec. 50. ADULT MENTAL HEALTH AND DEVELOPMENTAL
71 31 DISABILITIES SERVICES SYSTEM TASK FORCE. The co-chairpersons
71 32 of the joint appropriations subcommittee on health and human
71 33 services shall appoint a task force of stakeholders for the
71 34 2009 legislative interim to address the service system
71 35 administered by counties for adult mental health and
72 1 developmental disabilities services. The task force shall
72 2 address both funding and service issues and may utilize a
72 3 facilitator to assist the process. The task force shall
72 4 submit a final report with recommendations to the governor and
72 5 general assembly for action during the 2010 legislative
72 6 session.

Requires the Chairpersons of the Health and Human Services
Appropriations Subcommittee to appoint a task force of stakeholders
during the 2009 interim to address the Mental Health Service System.

72 7 Sec. 51. MENTAL HEALTH, MENTAL RETARDATION, DEVELOPMENTAL
72 8 DISABILITIES, AND BRAIN INJURY COMMISSION AND MENTAL HEALTH
72 9 PLANNING COUNCIL. During the fiscal year beginning July 1,
72 10 2009, the mental health, mental retardation, developmental
72 11 disabilities, and brain injury commission and the Iowa mental
72 12 health planning council established by the department of human
72 13 services pursuant to federal requirements for the community

Requires the Mental Health, Mental Retardation, Developmental
Disabilities, and Brain Injury Council to meet with the Iowa Mental
Health Planning Council quarterly to coordinate efforts.

72 14 mental health services block grant, or the officers of such
72 15 bodies, shall meet at least quarterly to coordinate the
72 16 efforts of the bodies.

72 17 DIVISION IV
72 18 HEALTH CARE TRUST FUND APPROPRIATIONS ==
72 19 HEALTH CARE ACTIVITIES

72 20 Sec. 52. DEPARTMENT OF PUBLIC HEALTH. In addition to any
72 21 other appropriation made in this Act for the purposes
72 22 designated, there is appropriated from the health care trust
72 23 fund created in section 453A.35A to the department of public
72 24 health for the fiscal year beginning July 1, 2009, and ending
72 25 June 30, 2010, the following amounts, or so much thereof as is
72 26 necessary, for the purposes designated:

72 27 1. ADDICTIVE DISORDERS
72 28 \$ 2,748,692

Health Care Trust Fund appropriation to the Addictive Disorders Program.

DETAIL: This is a decrease of \$446,472 compared to the estimated net FY 2009 appropriation and a decrease of 5.00 FTE positions. The changes in the allocations are delineated below.

72 29 a. Of the funds appropriated in this subsection, \$357,871
72 30 shall be used for culturally competent substance abuse
72 31 treatment pilot projects.
72 32 (1) The department shall utilize the amount allocated in
72 33 this lettered paragraph for at least three pilot projects to
72 34 provide culturally competent substance abuse treatment in
72 35 various areas of the state. Each pilot project shall target a
73 1 particular ethnic minority population. The populations
73 2 targeted shall include but are not limited to
73 3 African=American, Asian, and Latino.
73 4 (2) The pilot project requirements shall provide for
73 5 documentation or other means to ensure access to the cultural

Allocates \$357,871 for implementation of three culturally competent substance abuse treatment pilot projects and specifies project requirements.

DETAIL: This is a decrease of \$55,987 compared to the estimated net FY 2009 allocation.

73 6 competence approach used by a pilot project so that such
 73 7 approach can be replicated and improved upon in successor
 73 8 programs.

73 9 b. Of the funds appropriated in this subsection,
 73 10 \$1,597,656 shall be used for tobacco use prevention,
 73 11 cessation, and treatment. The department shall utilize the
 73 12 funds to provide for a variety of activities related to
 73 13 tobacco use prevention, cessation, and treatment including to
 73 14 support Quitline Iowa, QuitNet cessation counseling and
 73 15 education, grants to school districts and community
 73 16 organizations to support Just Eliminate Lies youth chapters
 73 17 and youth tobacco prevention activities, the Just Eliminate
 73 18 Lies tobacco prevention media campaign, nicotine replacement
 73 19 therapy, and other prevention and cessation materials and
 73 20 media promotion.

Allocates \$1,597,656 for tobacco use prevention, cessation, and treatment, and specifies the activities to be funded.

DETAIL: This is a decrease of \$249,946 compared to the FY 2009 allocation. There is \$8,028,214 appropriated from the General Fund for the same purposes. There is a carryforward of \$1,000,000 from FY 2009 to FY 2010 expected for the same purpose.

73 21 c. Of the funds appropriated in this subsection, \$793,166
 73 22 shall be used for substance abuse treatment activities.

Allocates \$793,166 for substance abuse treatment.

DETAIL: This is a decrease of \$124,087 compared to the FY 2009 allocation. There is \$16,852,765 allocated to substance abuse treatment in the Addictive Disorders General Fund appropriation.

73 23 2. HEALTHY CHILDREN AND FAMILIES
 73 24 \$ 493,574

Health Care Trust Fund appropriation to the Healthy Children and Families Programs.

DETAIL: This is a decrease of \$174,126 compared to the estimated net FY 2009 appropriation. An additional \$2,249,167 is provided to the Healthy Children and Families Programs from the General Fund in Division I. The changes in the allocations are delineated below

73 25 a. Of the funds appropriated in this subsection, \$159,603
 73 26 shall be used to address the healthy mental development of
 73 27 children from birth through five years of age through local
 73 28 evidence-based strategies that engage both the public and
 73 29 private sectors in promoting healthy development, prevention,

Allocates \$159,603 for the Assuring Better Child Health and Development Program (ABCD II).

DETAIL: This is a decrease of \$39,367 compared to the FY 2009 allocation. An additional \$292,791 is allocated from the General Fund

73 30 and treatment for children.

for this purpose in Division I.

73 31 b. Of the funds appropriated in this subsection, \$143,643
73 32 shall be used for childhood obesity prevention.

Allocates \$143,643 for childhood obesity prevention.

DETAIL: This is a decrease of \$35,430 compared to the FY 2009 allocation.

73 33 c. Of the funds appropriated in this subsection, \$190,328
73 34 shall be used to provide audiological services and hearing
73 35 aids for children. The department may enter into a contract
74 1 to administer this paragraph.

Allocates \$190,328 for audiological services and hearing aids for children.

DETAIL: This is a decrease of \$46,944 compared to the FY 2009 allocation.

74 2 d. It is the intent of the general assembly that the
74 3 department of public health shall implement the
74 4 recommendations of the postnatal tissue and fluid bank task
74 5 force created in 2007 Iowa Acts, chapter 147, based upon the
74 6 report submitted to the general assembly in November 2007, as
74 7 funding becomes available. The department shall notify the
74 8 Iowa Code editor and the persons specified in this Act to
74 9 receive reports when such funding becomes available.

Specifies legislative intent that the DPH continue to implement the recommendations of the Postnatal Tissue and Fluid Bank Task Force.

74 10 3. CHRONIC CONDITIONS

74 11 \$ 891,219

Health Care Trust Fund appropriation to the Chronic Conditions Program.

DETAIL: This is a decrease of \$272,962 and 1.00 FTE position compared to the estimated net FY 2009 appropriation. An additional \$2,756,236 is provided to the Chronic Conditions Program from the General Fund in Division I. The changes in the allocations are delineated below.

74 12 a. Of the funds appropriated in this subsection, \$383,271
74 13 shall be used for child health specialty clinics.

Allocates \$383,271 for additional funding for child health specialty clinics.

DETAIL: This is a decrease of \$88,269 compared to the FY 2009 allocation. This is in addition to the current \$461,832 in General Fund appropriations provided for this purpose.

74 14 b. Of the funds appropriated in this subsection, \$346,224
 74 15 shall be used for the comprehensive cancer control program to
 74 16 reduce the burden of cancer in Iowa through prevention, early
 74 17 detection, effective treatment, and ensuring quality of life.
 74 18 The department shall utilize one of the full-time equivalent
 74 19 positions authorized in this subsection for administration of
 74 20 the activities related to the comprehensive cancer control
 74 21 program.

Allocates \$346,224 for the Iowa Consortium for Comprehensive Cancer Control.

DETAIL: This is a decrease of \$141,253 compared to the FY 2009 allocation.

74 22 c. Of the funds appropriated in this subsection, \$161,724
 74 23 shall be used for cervical and colon cancer screening.

Allocates \$161,724 for cervical and colon cancer screening.

DETAIL: This is a decrease of \$37,246 compared to the FY 2009 allocation.

74 24 4. COMMUNITY CAPACITY
 74 25 \$ 2,253,507

Health Care Trust Fund appropriation to the Community Capacity Program.

DETAIL: This is a decrease of \$536,493 and 6.00 FTE positions compared to the estimated net FY 2009 appropriation. An additional \$4,116,847 is provided to the Community Capacity Program from the General Fund in Division I.

74 26 a. Of the funds appropriated in this subsection, \$61,349
 74 27 shall be used to further develop and implement at the state
 74 28 level, and pilot at the local level, the Iowa public health
 74 29 standards approved by the department.

Allocates \$61,349 for local public health redesign efforts.

DETAIL: This is a decrease of \$13,265 compared to the FY 2009 allocation.

74 30 b. Of the funds appropriated in this subsection, \$163,600
 74 31 shall be used for the mental health professional shortage area
 74 32 program implemented pursuant to section 135.80.

Allocates \$163,600 for the Mental Health Professional Shortage Area Program.

DETAIL: This is a decrease of \$35,370 compared to the FY 2009 allocation.

74 33 c. Of the funds appropriated in this subsection, \$40,900
 74 34 shall be used for a grant to a statewide association of
 74 35 psychologists that is affiliated with the American
 75 1 psychological association to be used for continuation of a
 75 2 program to rotate intern psychologists in placements in urban
 75 3 and rural mental health professional shortage areas, as
 75 4 defined in section 135.80.

Allocates \$40,900 to implement a rotation program for intern psychologists in urban and rural mental health professional shortage areas.

DETAIL: This is a decrease of \$8,843 compared to the FY 2009 allocation.

75 5 d. Of the funds appropriated in this subsection, the
 75 6 following amounts shall be allocated to the Iowa collaborative
 75 7 safety net provider network established pursuant to section
 75 8 135.153 to be used for the purposes designated:

Provides for allocations to the Iowa Collaborative Safety Net Provider Network.

75 9 (1) For distribution to the Iowa=Nebraska primary care
 75 10 association for statewide coordination of the Iowa
 75 11 collaborative safety net provider network:
 75 12 \$ 81,800

Allocates \$81,800 for the Iowa Collaborative Safety Net Provider Network.

DETAIL: This is a decrease of \$17,685 compared to the FY 2009 allocation.

75 13 (2) For distribution to the Iowa family planning network
 75 14 agencies for necessary infrastructure, statewide coordination,
 75 15 provider recruitment, service delivery, and provision of
 75 16 assistance to patients in determining an appropriate medical
 75 17 home:
 75 18 \$ 82,796

Allocates \$82,796 for family planning network agencies to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$16,689 compared to the FY 2009 allocation

75 19 (3) For distribution to the local boards of health that
 75 20 provide direct services for pilot programs in three counties
 75 21 to assist patients in determining an appropriate medical home:
 75 22 \$ 82,796

Allocates \$82,796 for local board of health pilot programs in three counties to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$16,689 compared to the FY 2009

allocation.

75 23 (4) For distribution to maternal and child health centers
 75 24 for pilot programs in three counties to assist patients in
 75 25 determining an appropriate medical home:
 75 26 \$ 82,796

Allocates \$82,796 for three child and maternal health center pilot programs to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$16,689 compared to the FY 2009 allocation.

75 27 (5) For distribution to free clinics for necessary
 75 28 infrastructure, statewide coordination, provider recruitment,
 75 29 service delivery, and provision of assistance to patients in
 75 30 determining an appropriate medical home:
 75 31 \$ 204,500

Allocates \$204,500 for free clinics to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$44,213 compared to the FY 2009 allocation.

75 32 (6) For distribution to rural health clinics for necessary
 75 33 infrastructure, statewide coordination, provider recruitment,
 75 34 service delivery, and provision of assistance to patients in
 75 35 determining an appropriate medical home:
 76 1 \$ 122,700

Allocates \$122,700 for rural health clinics to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$26,528 compared to the FY 2009 allocation.

76 2 (7) For continuation of the safety net provider patient
 76 3 access to specialty health care initiative as described in
 76 4 2007 Iowa Acts, ch. 218, section 109:
 76 5 \$ 327,200

Allocates \$327,200 for the safety net provider patient access to specialty care initiative.

DETAIL: This is a decrease of \$70,740 compared to the FY 2009 allocation.

76 6 (8) For continuation of the pharmaceutical infrastructure
 76 7 for safety net providers as described in 2007 Iowa Acts, ch.
 76 8 218, section 108:
 76 9 \$ 327,200

Allocates \$327,200 for the pharmaceutical infrastructure for safety net providers.

DETAIL: This is a decrease of \$70,740 compared to the FY 2009 allocation.

76 10 The Iowa collaborative safety net provider network may

Permits the Iowa Collaborative Safety Net Provider Network to

76 11 continue to distribute funds allocated pursuant to this
 76 12 lettered paragraph through existing contracts or renewal of
 76 13 existing contracts.

continue existing contracts to distribute the funding.

76 14 e. Of the funds appropriated in this subsection, \$500,000
 76 15 shall be used for the incubation grant program to community
 76 16 health centers that receive a total score of 85 based on the
 76 17 evaluation criteria of the health resources and services
 76 18 administration of the United States department of health and
 76 19 human services.

Allocates \$500,000 for the Incubation Grant Program for Community Health Centers.

DETAIL: This is a decrease of \$146,654 compared to the FY 2009 allocation.

76 20 f. The department may utilize one of the full-time
 76 21 equivalent positions authorized in this subsection for
 76 22 administration of the activities related to the Iowa
 76 23 collaborative safety net provider network.

Requires the Department to utilize 1.00 FTE position for administration of activities related to the Iowa Collaborative Safety Net Provider Network.

76 24 g. The department may utilize one of the full-time
 76 25 equivalent positions authorized in this subsection for
 76 26 administration of the volunteer health care provider program
 76 27 pursuant to section 135.24.

Requires the Department to utilize 1.00 FTE position for administration of the Voluntary Health Care Provider Program.

76 28 Sec. 53. DEPARTMENT OF HUMAN SERVICES. In addition to any
 76 29 other appropriation made in this Act for the purposes
 76 30 designated, there is appropriated from the health care trust
 76 31 fund created in section 453A.35A to the department of human
 76 32 services for the fiscal year beginning July 1, 2009, and
 76 33 ending June 30, 2010, the following amount, or so much thereof
 76 34 as is necessary, for the purpose designated:
 76 35 MEDICAL ASSISTANCE
 77 1 \$111,409,156

Health Care Trust Fund appropriation to the Medicaid Program.

DETAIL: This is a decrease of \$3,534,140 compared to the estimated net FY 2009 appropriation.

77 2 Sec. 54. Section 453A.35, subsection 1, Code 2009, is
 77 3 amended to read as follows:
 77 4 1. The proceeds derived from the sale of stamps and the

CODE: Reduces the transfer of the \$127,600,000 of revenue to the Health Care Trust Fund from the General Fund to \$116,796,000.

DETAIL: This is a decrease of \$10,804,000 compared to the FY 2009

77 5 payment of taxes, fees, and penalties provided for under this
 77 6 chapter, and the permit fees received from all permits issued
 77 7 by the department, shall be credited to the general fund of
 77 8 the state. However, ~~beginning July 1, 2007,~~ of the revenues
 77 9 generated from the tax on cigarettes pursuant to section
 77 10 453A.6, subsection 1, and from the tax on tobacco products as
 77 11 specified in section 453A.43, subsections 1, 2, 3, and 4, and
 77 12 credited to the general fund of the state under this
 77 13 subsection, there is appropriated, annually, to the health
 77 14 care trust fund created in section 453A.35A, the first one
 77 15 hundred ~~twenty-seven~~ sixteen million ~~six~~ seven hundred
 77 16 ninety-six thousand dollars.

transfer.

77 17 DIVISION V
 77 18 IOWACARE

77 19 Sec. 55. 2008 Iowa Acts, chapter 1187, section 44,
 77 20 subsection 3, is amended to read as follows:
 77 21 3. There is appropriated from the IowaCare account created
 77 22 in section 249J.24 to the department of human services for the
 77 23 fiscal year beginning July 1, 2008, and ending June 30, 2009,
 77 24 the following amount, or so much thereof as is necessary, to
 77 25 be used for the purposes designated:
 77 26 For distribution to a publicly owned acute care teaching
 77 27 hospital located in a county with a population over three
 77 28 hundred fifty thousand for the provision of medical and
 77 29 surgical treatment of indigent patients, for provision of
 77 30 services to members of the expansion population pursuant to
 77 31 chapter 249J, and for medical education:
 77 32 \$ ~~40,000,000~~
 77 33 46,000,000
 77 34 Notwithstanding any provision of law to the contrary, the
 77 35 amount appropriated in this subsection shall be allocated in
 78 1 twelve equal monthly payments as provided in section 249J.24.
 78 2 Any amount appropriated in this subsection in excess of
 78 3 \$ ~~37,000,000~~ 41,000,000 shall be allocated only if federal

CODE: Increases the FY 2009 IowaCare Account appropriation by
 \$6,000,000 for a total of \$46,000,000 to Broadlawns Medical Center.
 In addition, Broadlawns is guaranteed at least \$41,000,000 as part of
 an agreement to provide \$38,000,000 in Polk County property tax
 dollars to draw down federal financial participation.

78 4 funds are available to match the amount allocated.

78 5 Sec. 56. IOWACARE ACCOUNT == DISTRIBUTION AND DEPOSIT OF
78 6 PROCEEDS OF HOSPITAL TAX LEVY.

CODE: Increases the amount collected in Polk County property tax from \$34,000,000 to \$38,000,000 for FY 2009.

78 7 1. Notwithstanding the total amount of proceeds
78 8 distributed pursuant to section 249J.24, subsection 6,
78 9 paragraph "a", unnumbered paragraph 1, for the fiscal period
78 10 beginning July 1, 2008, and ending June 30, 2009, the county
78 11 treasurer of a county with a population over 350,000 in which
78 12 a publicly owned acute care teaching hospital is located shall
78 13 distribute the proceeds collected pursuant to section 347.7 in
78 14 a total amount of \$38,000,000, which would otherwise be
78 15 distributed to the county hospital, to the treasurer of state
78 16 for deposit in the IowaCare account.

78 17 2. Notwithstanding the amount collected and distributed
78 18 for deposit in the IowaCare account pursuant to section
78 19 249J.24, subsection 6, paragraph "a", subparagraph (2), the
78 20 first \$21,000,000 in proceeds collected pursuant to section
78 21 347.7 between January 1, 2009, and June 30, 2009, shall be
78 22 distributed to the treasurer of state for deposit in the
78 23 IowaCare account and collections during this time period in
78 24 excess of \$21,000,000 shall be distributed to the acute care
78 25 teaching hospital identified in section 249J.24, subsection 6.

CODE: Increases the second of two collections of Polk County tax revenue from \$17,000,000 to \$21,000,000 for FY 2009.

78 26 Sec. 57. EFFECTIVE DATE == RETROACTIVITY. This division
78 27 of this Act, being deemed of immediate importance, takes
78 28 effect upon enactment and is retroactively applicable to July
78 29 1, 2008.

This Division is effective on enactment and is retroactively applicable to July 1, 2008.

78 30 DIVISION VI

78 31 APPROPRIATIONS == RELATED CHANGES

78 32 ADDICTIVE DISORDERS == GENERAL FUND

78 33 Sec. 58. 2008 Iowa Acts, chapter 1187, section 2,
 78 34 subsection 1, is amended by adding the following new
 78 35 paragraph:
 79 1 NEW PARAGRAPH . c. Notwithstanding section 8.33, moneys
 79 2 appropriated in this subsection that remain unencumbered or
 79 3 unobligated at the close of the fiscal year shall not revert
 79 4 but shall remain available for expenditure for the purposes
 79 5 designated until the close of the succeeding fiscal year.

CODE: Requires nonreversion of the General Fund appropriation for Addictive Disorders in the Department of Public Health (DPH) to FY 2010. The Bill caps the amount of total carryforward from multiple sources to \$1,000,000.

DETAIL: This Section is effective on enactment.

79 6 GAMBLING TREATMENT FUND

79 7 Sec. 59. 2008 Iowa Acts, chapter 1187, section 3, is
 79 8 amended by adding the following new subsection:
 79 9 NEW SUBSECTION . 5. Notwithstanding section 8.33, moneys
 79 10 appropriated in this section that remain unencumbered or
 79 11 unobligated at the close of the fiscal year shall not revert
 79 12 but shall remain available for expenditure for the purposes
 79 13 designated until the close of the succeeding fiscal year.

CODE: Requires nonreversion of remaining Gambling Treatment Funds to FY 2010.

DETAIL: The Gambling Treatment Fund is repealed in this Bill. For FY 2009, the funds are part of the Addictive Disorders appropriation to the Department of Public Health.

79 14 IOWA VETERANS HOME FTES

79 15 Sec. 60. 2008 Iowa Acts, chapter 1187, section 4,
 79 16 subsection 2, is amended to read as follows:
 79 17 2. IOWA VETERANS HOME
 79 18 For salaries, support, maintenance, and miscellaneous
 79 19 purposes ~~, and for not more than the following full-time~~
 79 20 ~~equivalent positions :~~
 79 21 \$ 12,694,154
 79 22 ~~FTEs 951.95~~
 79 23 a. The Iowa veterans home billings involving the
 79 24 department of human services shall be submitted to the
 79 25 department on at least a monthly basis.
 79 26 b. If there is a change in the employer of employees

CODE: Eliminates the FY 2009 FTE cap for the Iowa Veterans Home.

DETAIL: This Section is effective on enactment.

79 27 providing services at the Iowa veterans home under a
79 28 collective bargaining agreement, such employees and the
79 29 agreement shall be continued by the successor employer as
79 30 though there had not been a change in employer.

79 31 MEDICAL ASSISTANCE

79 32 Sec. 61. 2008 Iowa Acts, chapter 1187, section 9,
79 33 unnumbered paragraph 2, is amended to read as follows:
79 34 For medical assistance reimbursement and associated costs
79 35 as specifically provided in the reimbursement methodologies in
80 1 effect on June 30, 2008, except as otherwise expressly
80 2 authorized by law, including reimbursement for abortion
80 3 services which shall be available under the medical assistance
80 4 program only for those abortions which are medically
80 5 necessary:
80 6 \$ ~~649,629,269~~
80 7 593,302,330

CODE: Decreases the FY 2009 Medicaid appropriation.

DETAIL: This is a decrease of \$56,326,939 to reflect an across-the-board budget reduction and additional funds available through the federal American Reinvestment and Recovery Act of 2009.

80 8 EMERGENCY AND CHILDRENS MENTAL HEALTH SERVICE

80 9 Sec. 62. 2008 Iowa Acts, chapter 1187, section 9,
80 10 subsection 20, is amended by adding the following new
80 11 paragraph:
80 12 NEW PARAGRAPH . cc. The department shall revise the
80 13 provisions for the projects to implement an emergency mental
80 14 health crisis services system and a mental health services
80 15 system for children and youth under paragraph "c",
80 16 subparagraphs (1) and (2), in order for services to be
80 17 provided under both of the projects for a period of at least
80 18 24 months. Notwithstanding section 8.33, moneys allocated for
80 19 the projects in paragraph "c" of this subsection that remain
80 20 unencumbered or unobligated at the close of the fiscal year
80 21 shall not revert but shall remain available for expenditure
80 22 for the purposes designated until the close of the fiscal year

CODE: Requires the DHS to revise projects in the Emergency Mental Health and Children's Mental Health System and extend them to a period of 24 months and utilize existing appropriations to fund the projects through FY 2011.

80 23 that begins July 1, 2010.

80 24 STATE SUPPLEMENTARY ASSISTANCE

80 25 Sec. 63. 2008 Iowa Acts, chapter 1187, section 12, is
80 26 amended by adding the following new subsection:
80 27 NEW SUBSECTION . 4. Notwithstanding section 8.33, moneys
80 28 appropriated in this section that remain unencumbered or
80 29 unobligated at the close of the fiscal year shall remain
80 30 available for expenditure for the state supplementary
80 31 assistance program until the close of the succeeding fiscal
80 32 year.

CODE: Requires nonreversion of FY 2009 State Supplementary Assistance Funds.

DETAIL: The estimated carryforward from FY 2009 to FY 2010 is \$500,000.

80 33 NURSING FACILITIES

80 34 Sec. 64. 2008 Iowa Acts, chapter 1187, section 32,
80 35 subsection 1, paragraph a, subparagraph (1), is amended to
81 1 read as follows:
81 2 (1) For the fiscal year beginning July 1, 2008, the total
81 3 state funding amount for the nursing facility budget shall not
81 4 exceed ~~\$183,367,323~~ \$158,482,025 .

CODE: Reduces the State funding cap for nursing facilities under the Medicaid Program for FY 2009. The cap is reduced to reflect reduced State costs due to the 6.20% Federal Medical Assistance Match (FMAP).

DETAIL: The federal American Recovery and Reinvestment Act of 2009 reduced State funds needed to fund nursing facilities by 6.20% beginning October 1, 2009. There is no change to the overall reimbursement rate for nursing facilities.

81 5 DEPARTMENT OF ELDER AFFAIRS == MATCHING FUNDS

81 6 Sec. 65. 2008 Iowa Acts, chapter 1187, section 39, is
81 7 amended by adding the following new subsection:
81 8 NEW SUBSECTION . 4. Notwithstanding section 8.33, of the
81 9 funds appropriated in this section, \$216,242 shall not revert
81 10 at the close of the fiscal year, but shall remain available to
81 11 provide matching funds for the senior nutrition programs
81 12 funded through the federal American Reinvestment and Recovery
81 13 Act of 2009 for the period during which federal funding is

CODE: Permits the Department of Elder Affairs to carryforward \$216,242 from the Senior Living Trust Fund to be used to match \$1,337,965 of federal funds.

DETAIL: The American Reinvestment and Recovery Act of 2009 provided additional funds to states for the Senior Nutrition Program and the Senior Internship Program requires the State to provide 15.00% matching funds.

81 14 available under the Act.

81 15 MEDICAL ASSISTANCE PROGRAM NONREVERSION

81 16 Sec. 66. 2008 Iowa Acts, chapter 1187, section 50, is
81 17 amended to read as follows:
81 18 SEC. 50. MEDICAL ASSISTANCE PROGRAM == ~~REVERSION TO SENIOR~~
81 19 ~~LIVING TRUST FUND~~ NONREVERSION FOR FY 2008=2009.
81 20 Notwithstanding section 8.33, if moneys appropriated for
81 21 purposes of the medical assistance program for the fiscal year
81 22 beginning July 1, 2008, and ending June 30, 2009, from the
81 23 general fund of the state, the senior living trust fund, the
81 24 healthy lowans tobacco trust fund, the health care trust fund,
81 25 and the property tax relief fund are in excess of actual
81 26 expenditures for the medical assistance program and remain
81 27 unencumbered or unobligated at the close of the fiscal year,
81 28 the excess moneys shall not revert but shall ~~be transferred to~~
81 29 ~~the senior living trust fund created in section 249H.4~~ remain
81 30 available for expenditure for the purposes of the medical
81 31 assistance program until the close of the fiscal year
81 32 beginning July 1, 2009 .

CODE: Requires nonreversion of funds remaining in the Medical Assistance Program through FY 2010.

DETAIL: The federal American Reinvestment and Recovery Act of 2009 prohibits Medicaid stimulus funds from being deposited in a reserve or rainy day fund. This would keep any unspent funds in the Medicaid Program.

81 33 ADDICTIVE DISORDERS == HEALTH CARE TRUST FUND

81 34 Sec. 67. 2008 Iowa Acts, chapter 1187, section 62,
81 35 subsection 1, is amended by adding the following new
82 1 paragraph:
82 2 NEW PARAGRAPH . d. Notwithstanding section 8.33, moneys
82 3 appropriated in this subsection that remain unencumbered or
82 4 unobligated at the close of the fiscal year shall not revert
82 5 but shall remain available for expenditure for the purposes
82 6 designated until the close of the succeeding fiscal year.

CODE: Requires nonreversion of the FY 2009 Health Care Trust Fund Addictive Disorders appropriation through FY 2010.

DETAIL: This Section is effective on enactment.

82 7 VIETNAM CONFLICT VETERANS BONUS FUND

82 8 Sec. 68. 2007 Iowa Acts, chapter 176, section 3,
 82 9 unnumbered paragraph 3, as enacted by 2008 Iowa Acts, chapter
 82 10 1187, section 68, is amended to read as follows:
 82 11 Notwithstanding section 8.33, moneys appropriated in this
 82 12 section that remain unencumbered or unobligated at the close
 82 13 of the fiscal year shall not revert but shall remain available
 82 14 for expenditure for the purposes designated until the close of
 82 15 the ~~succeeding~~ fiscal year beginning July 1, 2009 .

CODE: Requires nonreversion of the FY 2008 appropriation for the Vietnam Conflict Veterans Bonus Fund through FY 2010.

DETAIL: This Section is effective on enactment.

82 16 INJURED VETERANS GRANT PROGRAM

82 17 Sec. 69. 2006 Iowa Acts, chapter 1184, section 5, as
 82 18 enacted by 2007 Iowa Acts, chapter 203, section 1, subsection
 82 19 4, unnumbered paragraph 2, and amended by 2008 Iowa Acts,
 82 20 chapter 1187, section 69, is amended to read as follows:
 82 21 Notwithstanding section 8.33, moneys appropriated in this
 82 22 subsection that remain unencumbered or unobligated at the
 82 23 close of the fiscal year shall not revert but shall remain
 82 24 available for expenditure for the purposes designated until
 82 25 the close of the fiscal year beginning July 1, ~~2008~~ 2009 .

CODE: Requires nonreversion of the FY 2007 Injured Veterans Grant Program appropriation through FY 2010.

DETAIL: This Section is effective on enactment.

82 26 Sec. 70. 2008 Iowa Acts, chapter 1188, section 16, is
 82 27 amended to read as follows:
 82 28 SEC. 16. MEDICAL ASSISTANCE, HAWK=I, AND HAWK=I EXPANSION
 82 29 PROGRAMS == COVERING CHILDREN == APPROPRIATION. There is
 82 30 appropriated from the general fund of the state to the
 82 31 department of human services for the designated fiscal years,
 82 32 the following amounts, or so much thereof as is necessary, for
 82 33 the purpose designated:
 82 34 To cover children as provided in this Act under the medical
 82 35 assistance, hawk=i, and hawk=i expansion programs and outreach
 83 1 under the current structure of the programs:
 83 2 FY 2008=2009 \$ 4,800,000
 83 3 FY 2009=2010 \$ ~~14,800,000~~
 83 4 4,207,001

CODE: Reduces the FY 2010 appropriation to cover children under the Medical Assistance and hawk-i Programs. The FY 2010 appropriation was reduced by a general reduction of 12.80%.

83 5 FY 2010=2011 \$ 24,800,000

83 6 Sec. 71. CHILD CARE CREDIT FUND BALANCE TRANSFERRED.
 83 7 Moneys in the child care credit fund that remain unencumbered
 83 8 or unobligated at the close of the fiscal year beginning July
 83 9 1, 2008, are transferred to the general fund of the state.

Transfers money remaining in the Child Care Credit Fund to the State General Fund at the close of FY 2009.

DETAIL: This Section is effective on enactment.

83 10 Sec. 72. ADDICTIVE DISORDERS NONREVERSION DIRECTIVE. The
 83 11 authority provided in this division of this Act for
 83 12 nonreversion of the appropriations for addictive disorder
 83 13 conditions referenced in this section is limited to \$1,000,000
 83 14 and shall be realized by applying the authority to such
 83 15 appropriations in the following order until the limitation
 83 16 amount is reached:
 83 17 1. The appropriation made from the gambling treatment fund
 83 18 in 2008 Iowa Acts, chapter 1187, section 3.
 83 19 2. The appropriation made from the health care trust fund
 83 20 in 2008 Iowa Acts, chapter 1187, section 62, subsection 1.
 83 21 3. The appropriation made from the general fund of the
 83 22 state in 2008 Iowa Acts, chapter 1187, section 2, subsection
 83 23 1.

Specifies the order of priority for carrying forward remaining FY 2009 Addictive Disorders funds to FY 2010 totaling \$1,000,000. This includes:

- First from the Gambling Treatment Fund.
- Second from the Health Care Trust Fund.
- Third from the General Fund.

DETAIL: This Section is effective on enactment.

83 24 Sec. 73. EFFECTIVE DATE. This division of this Act, being
 83 25 deemed of immediate importance, takes effect upon enactment.

This Division is effective on enactment.

83 26 DIVISION VII
 83 27 HEPATITIS AWARENESS

83 28 Sec. 74. Section 135.19, Code 2009, is amended to read as
 83 29 follows:
 83 30 135.19 VIRAL HEPATITIS PROGRAM == AWARENESS, VACCINATIONS ,
 83 31 AND TESTING == STUDY.
 83 32 1. If sufficient funds are appropriated by the general
 83 33 assembly, the department shall establish and administer a

CODE: Requires the DPH to consult with the Department of Veterans Affairs regarding the Hepatitis Awareness Program.

83 34 viral hepatitis program. The goal of the program shall be to
83 35 distribute information to citizens of this state who are at an
84 1 increased risk for exposure to viral hepatitis regarding the
84 2 higher incidence of hepatitis C exposure and infection among
84 3 these populations, the dangers presented by the disease, and
84 4 contacts for additional information and referrals. The
84 5 program shall also make available hepatitis A and hepatitis B
84 6 vaccinations, and hepatitis C testing.
84 7 2. The department shall establish by rule a list of
84 8 individuals by category who are at increased risk for viral
84 9 hepatitis exposure. The list shall be consistent with
84 10 recommendations developed by the centers for disease control,
84 11 and shall be developed in consultation with the Iowa viral
84 12 hepatitis task force and the Iowa department of veterans
84 13 affairs . The department shall also establish by rule what
84 14 information is to be distributed and the form and manner of
84 15 distribution. The rules shall also establish a vaccination
84 16 and testing program, to be coordinated by the department
84 17 through local health departments and clinics and other
84 18 appropriate locations .
84 19 ~~3. The department shall conduct a study to provide an~~
84 20 ~~epidemiological profile of hepatitis C and to assess its~~
84 21 ~~current and future impact on the state. The department shall~~
84 22 ~~submit a report to the members of the general assembly by~~
84 23 ~~January 1, 2008, regarding the results of the study, and shall~~
84 24 ~~include a status report regarding the development and~~
84 25 ~~distribution of viral hepatitis information, and the results~~
84 26 ~~of the vaccination and testing program.~~

84 27 Sec. 75. Section 135.20, Code 2009, is repealed.

CODE: Repeals the Veterans Hepatitis C Awareness Program.
Veterans are included in the Hepatitis Awareness Program in Section
135.19, Code of Iowa.

84 28 DIVISION VIII

84 29 SENIOR LIVING COORDINATING UNIT

84 30 Sec. 76. Section 231.14, Code 2009, is amended to read as

CODE: Eliminates the Senior Living Coordinating Unit and transfers

84 31	follows:	the responsibilities of the Coordinating Unit to the Elder Affairs
84 32	231.14 COMMISSION DUTIES AND AUTHORITY.	Commission.
84 33	The commission is the policymaking body of the sole state	
84 34	agency responsible for administration of the federal Act. <u>The</u>	
84 35	<u>commission shall adopt administrative rules pursuant to</u>	
85 1	<u>chapter 17A to administer the duties specified in this chapter</u>	
85 2	<u>and in all other chapters under the department's jurisdiction.</u>	
85 3	The commission shall:	
85 4	1. Approve state and area plans on aging.	
85 5	2. Adopt policies to coordinate state activities related	
85 6	to the purposes of this chapter.	
85 7	3. Serve as an effective and visible advocate for elders	
85 8	by establishing policies for reviewing and commenting upon all	
85 9	state plans, budgets, and policies which affect elders and for	
85 10	providing technical assistance to any agency, organization,	
85 11	association, or individual representing the needs of elders.	
85 12	4. Divide the state into distinct planning and service	
85 13	areas after considering the geographical distribution of	
85 14	elders in the state, the incidence of the need for supportive	
85 15	services, nutrition services, multipurpose senior centers, and	
85 16	legal services, the distribution of elders who have low	
85 17	incomes residing in such areas, the distribution of resources	
85 18	available to provide such services or centers, the boundaries	
85 19	of existing areas within the state which are drawn for the	
85 20	planning or administration of supportive services programs,	
85 21	the location of units of general purpose, local government	
85 22	within the state, and any other relevant factors.	
85 23	5. Designate for each planning and service area a public	
85 24	or private nonprofit agency or organization as the area agency	
85 25	on aging for that area.	
85 26	6. Adopt policies to assure that the department will take	
85 27	into account the views of elders in the development of policy.	
85 28	7. Adopt a formula for the distribution of federal Act,	
85 29	state elder services, and senior living program funds taking	
85 30	into account, to the maximum extent feasible, the best	
85 31	available data on the geographic distribution of elders in the	
85 32	state, and publish the formula for review and comment.	
85 33	8. Adopt policies and measures to assure that preference	

85 34 will be given to providing services to elders with the
85 35 greatest economic or social needs, with particular attention
86 1 to low-income minority elders.
86 2 9. Adopt policies to administer state programs authorized
86 3 by this chapter.
86 4 10. Work in collaboration with the director of human
86 5 services, the director of public health, and the director of
86 6 the department of inspections and appeals to do all of the
86 7 following:
86 8 a. Develop, for legislative review, the mechanisms and
86 9 procedures necessary to implement a case-managed system of
86 10 long-term care based on a uniform comprehensive assessment
86 11 tool.
86 12 b. Develop common intake and release procedures for the
86 13 purpose of determining eligibility at one point of intake and
86 14 determining eligibility for programs administered by the
86 15 departments of human services, public health, and elder
86 16 affairs, such as the medical assistance program, federal food
86 17 assistance programs, homemaker-home health aide programs, and
86 18 the case management program for frail elders administered by
86 19 the department of elder affairs.
86 20 c. Develop common definitions for long-term care services.
86 21 d. Develop procedures for coordination at the local and
86 22 state level among the providers of long-term care.
86 23 e. Prepare a long-range plan for the provision of
86 24 long-term care services within the state.
86 25 f. Propose rules and procedures for the development of a
86 26 comprehensive long-term care system.
86 27 g. Submit a report of its activities under this subsection
86 28 to the governor and general assembly on January 15 of each
86 29 year.
86 30 h. Provide direction and oversight for disbursement of
86 31 moneys from the senior living trust fund created in section
86 32 249H.4.
86 33 i. Consult with the state universities and other
86 34 institutions with expertise in the area of elder issues and
86 35 the long-term care continua.
87 1 ~~The commission shall adopt administrative rules pursuant to~~

87 2 ~~chapter 17A to administer the duties specified in this chapter~~
87 3 ~~and in all other chapters under the department's jurisdiction.~~

87 4 Sec. 77. Section 249H.3, Code 2009, is amended by adding
87 5 the following new subsection:
87 6 NEW SUBSECTION . 3A. "Commission" means the commission of
87 7 elder affairs.

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

87 8 Sec. 78. Section 249H.3, subsection 6, paragraph b, Code
87 9 2009, is amended to read as follows:
87 10 b. New construction for long-term care alternatives,
87 11 excluding new construction of assisted-living programs or
87 12 elder group homes, if the ~~senior living coordinating unit~~
87 13 commission determines that new construction is more
87 14 cost-effective than the conversion of existing space.

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

87 15 Sec. 79. Section 249H.3, subsection 8, paragraph b, Code
87 16 2009, is amended to read as follows:
87 17 b. New construction of an assisted-living program if
87 18 existing nursing facility beds are no longer licensed and the
87 19 ~~senior living coordinating unit~~ commission determines that new
87 20 construction is more cost-effective than the conversion of
87 21 existing space.

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

87 22 Sec. 80. Section 249H.3, subsection 12, Code 2009, is
87 23 amended by striking the subsection.

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

87 24 Sec. 81. Section 249H.4, subsection 6, Code 2009, is
87 25 amended to read as follows:
87 26 6. The treasurer of state shall provide a quarterly report
87 27 of trust fund activities and balances to the ~~senior living~~
87 28 ~~coordinating unit~~ commission .

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

87 29 Sec. 82. Section 249H.7, subsection 1, Code 2009, is
87 30 amended to read as follows:
87 31 1. Beginning October 1, 2000, the department of elder
87 32 affairs, in consultation with the ~~senior living coordinating~~
87 33 ~~unit~~ commission, shall use funds appropriated from the senior
87 34 living trust fund for activities related to the design,
87 35 maintenance, or expansion of home and community-based services
88 1 for seniors, including but not limited to adult day services,
88 2 personal care, respite, homemaker, chore, and transportation
88 3 services designed to promote the independence of and to delay
88 4 the use of institutional care by seniors with low and moderate
88 5 incomes. At any time that moneys are appropriated, the
88 6 department of elder affairs, in consultation with the ~~senior~~
88 7 ~~living coordinating unit~~ commission, shall disburse the funds
88 8 to the area agencies on aging.

Coordinating Unit and transfer of the responsibilities of the
Coordinating Unit to the Elder Affairs Commission.

88 9 Sec. 83. Section 249H.7, subsection 2, unnumbered
88 10 paragraph 1, Code 2009, is amended to read as follows:
88 11 The department of elder affairs shall adopt rules, in
88 12 consultation with the ~~senior living coordinating unit~~
88 13 commission and the area agencies on aging, pursuant to chapter
88 14 17A, to provide all of the following:

CODE: Technical correction related to elimination of the Senior Living
Coordinating Unit and transfer of the responsibilities of the
Coordinating Unit to the Elder Affairs Commission.

88 15 Sec. 84. Section 249H.7, subsection 2, paragraph c, Code
88 16 2009, is amended to read as follows:
88 17 c. Other procedures the department of elder affairs deems
88 18 necessary for the proper administration of this section,
88 19 including but not limited to the submission of progress
88 20 reports, on a bimonthly basis, to the ~~senior living~~
88 21 ~~coordinating unit~~ commission.

CODE: Technical correction related to elimination of the Senior Living
Coordinating Unit and transfer of the responsibilities of the
Coordinating Unit to the Elder Affairs Commission.

88 22 Sec. 85. Section 249H.9, subsection 1, Code 2009, is
88 23 amended to read as follows:
88 24 1. The department of elder affairs and the area agencies
88 25 on aging, in consultation with the ~~senior living coordinating~~

CODE: Technical correction related to elimination of the Senior Living
Coordinating Unit and transfer of the responsibilities of the
Coordinating Unit to the Elder Affairs Commission.

88 26 ~~unit~~ commission , shall create, on a county basis, a database
88 27 directory of all health care and support services available to
88 28 seniors. The department of elder affairs shall make the
88 29 database electronically available to the public, and shall
88 30 update the database on at least a monthly basis.

88 31 Sec. 86. Section 249H.10, Code 2009, is amended to read as
88 32 follows:
88 33 249H.10 CAREGIVER SUPPORT == ACCESS AND EDUCATION
88 34 PROGRAMS.

88 35 The department of human services and the department of
89 1 elder affairs, in consultation with the ~~senior living~~
89 2 ~~coordinating unit~~ commission , shall implement a caregiver
89 3 support program to provide access to respite care and to
89 4 provide education to caregivers in providing appropriate care
89 5 to seniors and persons with disabilities. The program shall
89 6 be provided through the area agencies on aging or other
89 7 appropriate agencies.

CODE: Technical correction related to elimination of the Senior Living Coordinating Unit and transfer of the responsibilities of the Coordinating Unit to the Elder Affairs Commission.

89 8 Sec. 87. Section 231.58, Code 2009, is repealed.

CODE: Repeals the Senior Living Coordinating Unit

89 9 DIVISION IX
89 10 GAMBLING TREATMENT FUND ELIMINATION

89 11 Sec. 88. Section 99D.7, subsection 22, Code 2009, is
89 12 amended to read as follows:
89 13 22. To require licensees to establish a process to allow a
89 14 person to be voluntarily excluded for life from a racetrack
89 15 enclosure and all other licensed facilities under this chapter
89 16 and chapter 99F. The process established shall require that a
89 17 licensee disseminate information regarding persons voluntarily
89 18 excluded to all licensees under this chapter and chapter 99F.
89 19 The state and any licensee under this chapter or chapter 99F
89 20 shall not be liable to any person for any claim which may
89 21 arise from this process. In addition to any other penalty

CODE: Reflects the elimination of the Gambling Treatment Fund.

89 22 provided by law, any money or thing of value that has been
89 23 obtained by, or is owed to, a voluntarily excluded person by a
89 24 licensee as a result of wagers made by the person after the
89 25 person has been voluntarily excluded shall not be paid to the
89 26 person but shall be ~~deposited into~~ credited to the gambling
89 27 ~~treatment~~ general fund ~~created in section 135.150~~ of the
89 28 state .

89 29 Sec. 89. Section 99D.15, subsection 5, Code 2009, is
89 30 amended by striking the subsection.

CODE: Reflects the elimination of the Gambling Treatment Fund.

89 31 Sec. 90. Section 99F.4, subsection 22, Code 2009, is
89 32 amended to read as follows:
89 33 22. To require licensees to establish a process to allow a
89 34 person to be voluntarily excluded for life from an excursion
89 35 gambling boat and all other licensed facilities under this
90 1 chapter and chapter 99D. The process established shall
90 2 require that a licensee disseminate information regarding
90 3 persons voluntarily excluded to all licensees under this
90 4 chapter and chapter 99D. The state and any licensee under
90 5 this chapter or chapter 99D shall not be liable to any person
90 6 for any claim which may arise from this process. In addition
90 7 to any other penalty provided by law, any money or thing of
90 8 value that has been obtained by, or is owed to, a voluntarily
90 9 excluded person by a licensee as a result of wagers made by
90 10 the person after the person has been voluntarily excluded
90 11 shall not be paid to the person but shall be ~~deposited into~~
90 12 credited to the gambling treatment general fund ~~created in~~
90 13 ~~section 135.150~~ of the state .

CODE: Reflects the elimination of the Gambling Treatment Fund.

90 14 Sec. 91. Section 99F.11, subsection 3, paragraph c, Code
90 15 2009, is amended by striking the paragraph.

CODE: Reflects the elimination of the Gambling Treatment Fund.

90 16 Sec. 92. Section 99G.39, subsection 1, Code 2009, is
90 17 amended to read as follows:

CODE: Reflects the elimination of the Gambling Treatment Fund.

90 18 1. Upon receipt of any revenue, the chief executive
90 19 officer shall deposit the moneys in the lottery fund created
90 20 pursuant to section 99G.40. At least fifty percent of the
90 21 projected annual revenue accruing from the sale of tickets or
90 22 shares shall be allocated for payment of prizes to the holders
90 23 of winning tickets. After the payment of prizes, the
90 24 ~~following shall be deducted from the authority's revenue prior~~
90 25 ~~to disbursement:~~
90 26 ~~a. An amount equal to one-half of one percent of the gross~~
90 27 ~~lottery revenue for the year shall be deposited in the~~
90 28 ~~gambling treatment fund created in section 135.150.~~
90 29 ~~b. The expenses of conducting the lottery shall be~~
90 30 ~~deducted from the authority's revenue prior to disbursement .~~
90 31 Expenses for advertising production and media purchases shall
90 32 not exceed four percent of the authority's gross revenue for
90 33 the year.

90 34 Sec. 93. Section 135.150, Code 2009, is amended to read as
90 35 follows:
91 1 135.150 GAMBLING TREATMENT FUND == PROGRAM == STANDARDS
91 2 AND LICENSING.
91 3 ~~1. A gambling treatment fund is created in the state~~
91 4 ~~treasury under the control of the department. The fund~~
91 5 ~~consists of all moneys appropriated to the fund. However, if~~
91 6 ~~moneys appropriated to the fund in a fiscal year exceed six~~
91 7 ~~million dollars, the amount exceeding six million dollars~~
91 8 ~~shall be transferred to the rebuild Iowa infrastructure fund~~
91 9 ~~created in section 8.57. Moneys in the fund are appropriated~~
91 10 ~~to the department for the purposes described in this section.~~
91 11 ~~2. 1. a. Moneys appropriated to the department under~~
91 12 ~~this section shall be for the purpose of operating The~~
91 13 ~~department shall operate a gambling treatment program and~~
91 14 ~~shall be used for funding of administrative costs and to~~
91 15 provide programs which may include ; but are not limited to ;
91 16 outpatient and follow-up treatment for persons affected by
91 17 problem gambling, rehabilitation and residential treatment
91 18 programs, information and referral services, crisis call

CODE: Reflects the elimination of the Gambling Treatment Fund.
Requires the DPH to continue the Gambling Treatment Program.

91 19 access, education and preventive services, and financial
 91 20 management and credit counseling services.
 91 21 b. A person shall not maintain or conduct a gambling
 91 22 treatment program funded ~~under this section~~ through the
 91 23 department unless the person has obtained a license for the
 91 24 program from the department. The department shall adopt rules
 91 25 to establish standards for the licensing and operation of
 91 26 gambling treatment programs under this section. The rules
 91 27 shall specify, but are not limited to specifying, the
 91 28 qualifications for persons providing gambling treatment
 91 29 services, standards for the organization and administration of
 91 30 gambling treatment programs, and a mechanism to monitor
 91 31 compliance with this section and the rules adopted under this
 91 32 section.

91 33 ~~3. Notwithstanding section 12C.7, subsection 2, interest~~
 91 34 ~~or earnings on moneys deposited in the gambling treatment fund~~
 91 35 ~~shall be credited to the gambling treatment fund.~~

92 1 ~~Notwithstanding section 8.33, moneys credited to the gambling~~
 92 2 ~~treatment fund shall not revert to the fund from which~~
 92 3 ~~appropriated at the close of a fiscal year.~~

92 4 ~~4. 2.~~ The department shall report semiannually to the
 92 5 legislative government oversight committees regarding the
 92 6 operation of the gambling treatment fund and program. The
 92 7 report shall include, but is not limited to, information on
 92 8 ~~revenues and expenses related to the fund for the previous~~
 92 9 ~~period, fund balances for the period, and the moneys expended~~
 92 10 and grants awarded for operation of the gambling treatment
 92 11 program.

92 12 Sec. 94. GAMBLING TREATMENT FUND BALANCE TRANSFERRED ==
 92 13 EFFECTIVE DATE.

92 14 1. Moneys in the gambling treatment fund that remain
 92 15 unencumbered or unobligated at the close of the fiscal year
 92 16 beginning July 1, 2008, are transferred to the general fund of
 92 17 the state.

92 18 2. This section of this Act, being deemed of immediate
 92 19 importance, takes effect upon enactment.

Transfers the funds remaining in the Gambling Treatment Fund
 transfer to the State General Fund at the end of FY 2009.

DETAIL: This Section is effective on enactment.

92 20 DIVISION X
92 21 CHILD DEATH REVIEW TEAM

92 22 Sec. 95. Section 135.43, subsection 1, Code 2009, is
92 23 amended to read as follows:
92 24 1. An Iowa child death review team is established as ~~an~~
92 25 ~~independent agency of state government~~ part of the office of
92 26 the state medical examiner . The ~~Iowa department of public~~
92 27 ~~health~~ office of the state medical examiner shall provide
92 28 staffing and administrative support to the team.

CODE: Establishes the Child Death Review Team as part of the Office of the State Medical Examiner.

92 29 Sec. 96. Section 135.43, subsection 2, unnumbered
92 30 paragraph 1, Code 2009, is amended to read as follows:
92 31 The membership of the review team is subject to the
92 32 provisions of sections 69.16 and 69.16A, relating to political
92 33 affiliation and gender balance. Review team members who are
92 34 not designated by another appointing authority shall be
92 35 appointed by the ~~director of public health~~ state medical
93 1 examiner . Membership terms shall be for three years. A
93 2 membership vacancy shall be filled in the same manner as the
93 3 original appointment. The review team shall elect a
93 4 chairperson and other officers as deemed necessary by the
93 5 review team. The review team shall meet upon the call of the
93 6 chairperson, upon the request of a state agency, or as
93 7 determined by the review team. The members of the team are
93 8 eligible for reimbursement of actual and necessary expenses
93 9 incurred in the performance of their official duties. The
93 10 review team shall include the following:

CODE: Reflects the transfer of duties from the Department of Public Health to the Office of the State Medical Examiner regarding the Child Death Review Team.

93 11 Sec. 97. Section 135.43, subsection 4, unnumbered
93 12 paragraph 1, Code 2009, is amended to read as follows:
93 13 The review team shall develop protocols for a child
93 14 fatality review committee, to be appointed by the ~~director~~
93 15 state medical examiner on an ad hoc basis, to immediately
93 16 review the child abuse assessments which involve the fatality

CODE: Reflects the transfer of duties from the Department of Public Health to the Office of the State Medical Examiner regarding the Child Death Review Team.

93 17 of a child under age eighteen. The ~~director~~ state medical
93 18 examiner shall appoint a medical examiner, a pediatrician, and
93 19 a person involved with law enforcement to the committee.

93 20 Sec. 98. Section 135.43, subsections 7 and 8, Code 2009,
93 21 are amended to read as follows:

93 22 7. a. The state medical examiner, the Iowa department of
93 23 public health, and the department of human services shall
93 24 adopt rules providing for disclosure of information which is
93 25 confidential under chapter 22 or any other provision of state
93 26 law, to the review team for purposes of performing its child
93 27 death and child abuse review responsibilities.

93 28 b. A person in possession or control of medical,
93 29 investigative, assessment, or other information pertaining to
93 30 a child death and child abuse review shall allow the
93 31 inspection and reproduction of the information by the
93 32 ~~department~~ office of the state medical examiner upon the
93 33 request of the ~~department~~ office, to be used only in the
93 34 administration and for the duties of the Iowa child death
93 35 review team. Except as provided for a report on a child
94 1 fatality by an ad hoc child fatality review committee under
94 2 subsection 4, information and records produced under this
94 3 section which are confidential under section 22.7 and chapter
94 4 235A, and information or records received from the
94 5 confidential records, remain confidential under this section.
94 6 A person does not incur legal liability by reason of releasing
94 7 information to the department as required under and in
94 8 compliance with this section.

94 9 8. Review team members and their agents are immune from
94 10 any liability, civil or criminal, which might otherwise be
94 11 incurred or imposed as a result of any act, omission,
94 12 proceeding, decision, or determination undertaken or
94 13 performed, or recommendation made as a review team member or
94 14 agent provided that the review team members or agents acted in
94 15 good faith and without malice in carrying out their official
94 16 duties in their official capacity. The ~~department~~ state
94 17 medical examiner shall adopt rules pursuant to chapter 17A to

CODE: Reflects the transfer of duties from the Department of Public Health to the Office of the State Medical Examiner regarding the Child Death Review Team.

94 18 administer this subsection. A complainant bears the burden of
94 19 proof in establishing malice or lack of good faith in an
94 20 action brought against review team members involving the
94 21 performance of their duties and powers under this section.

94 22 Sec. 99. Section 691.6, Code 2009, is amended by adding
94 23 the following new subsection:
94 24 NEW SUBSECTION . 10. To provide staffing and support for
94 25 the child death review team and any child fatality review
94 26 committee under section 135.43.

CODE: Requires the State Medical Examiner to provide staffing and support for the Child Death Review Team.

94 27 Sec. 100. CHILD DEATH REVIEW TEAM RULES. The rules
94 28 adopted by the department of public health for purposes of the
94 29 child death review team under section 135.43 shall remain in
94 30 effect until replaced by rules adopted for purposes of that
94 31 section by the state medical examiner. Until replacement
94 32 rules are adopted, the office of the state medical examiner
94 33 shall fulfill the duties assigned to the department of public
94 34 health under the rules being replaced.

Provides that Department of Public Health administrative rules for the Child Death Review Team are effective until replacement rules are adopted by the Office of the State Medical Examiner.

94 35 DIVISION XI

95 1 MISCELLANEOUS STATUTORY CHANGES

95 2 Sec. 101. Section 123.53, subsections 3 and 4, Code 2009,
95 3 are amended to read as follows:
95 4 3. ~~The treasurer of state shall transfer into a special~~
95 5 ~~revenue account in the general fund of the state, a sum of~~
95 6 ~~money at least equal to seven percent of the gross amount of~~
95 7 ~~sales made by the division from the beer and liquor control~~
95 8 ~~fund on a monthly basis but not less than nine million dollars~~
95 9 ~~annually. Of the amounts transferred, two million dollars,~~
95 10 ~~plus an additional amount determined by the general assembly,~~
95 11 ~~shall be appropriated to the Iowa department of public health~~
95 12 ~~for use by the staff who administer the comprehensive~~
95 13 ~~substance abuse program under chapter 125 for substance abuse~~

CODE: Eliminates references to and action relating to the Gambling Treatment Fund to coincide with the repeal of the Fund.

95 14 ~~treatment and prevention programs. Any amounts received in~~
95 15 ~~excess of the amounts appropriated to the Iowa department of~~
95 16 ~~public health for use by the staff who administer the~~
95 17 ~~comprehensive substance abuse program under chapter 125 shall~~
95 18 ~~be considered part of the general fund balance.~~

95 19 4. The treasurer of state ~~, after making the transfer~~
95 20 ~~provided for in subsection 3~~, shall transfer to the division
95 21 from the beer and liquor control fund and before any other
95 22 transfer to the general fund, an amount sufficient to pay the
95 23 costs incurred by the division for collecting and properly
95 24 disposing of the liquor containers.

95 25 Sec. 102. Section 234.12A, subsection 1, Code 2009, is
95 26 amended to read as follows:

95 27 1. The department of human services shall maintain an
95 28 electronic benefits transfer program utilizing electronic
95 29 funds transfer systems for the food assistance program. The
95 30 electronic benefits transfer program implemented under this
95 31 section ~~shall at a minimum provide for all of the following:~~

95 32 a. ~~A retailer shall not be required~~ require a retailer to
95 33 make cash disbursements or to provide, purchase, or upgrade
95 34 electronic funds transfer system equipment as a condition of
95 35 participation in the program.

96 1 b. ~~A retailer providing electronic funds transfer system~~
96 2 ~~equipment for transactions pursuant to the program shall be~~
96 3 ~~reimbursed seven cents for each approved transaction pursuant~~
96 4 ~~to the program utilizing the retailer's equipment.~~

96 5 c. ~~A retailer that provides electronic funds transfer~~
96 6 ~~system equipment for transactions pursuant to the program and~~
96 7 ~~who makes cash disbursements pursuant to the program utilizing~~
96 8 ~~the retailer's equipment shall be paid a fee of seven cents by~~
96 9 ~~the department for each cash disbursement transaction by the~~
96 10 ~~retailer.~~

96 11 Sec. 103. Section 237B.1, subsection 3, Code 2009, is
96 12 amended to read as follows:

CODE: Eliminates the \$0.07 fee paid to retailers for the Supplemental Nutrition Assistance Program.

DETAIL: This is estimated to save the State \$690,726 in FY 2010.

CODE: Requires the DHS to apply criminal and abuse registry background check requirements for owners and operators of children

96 13 3. In establishing the initial and subsequent standards,
96 14 the department of human services shall review other
96 15 certification and licensing standards applicable to the
96 16 centers. The standards established by the department shall be
96 17 broad facility standards for the protection of children's
96 18 safety. The department shall also apply criminal and abuse
96 19 registry background check requirements for the persons who
96 20 own, operate, staff, participate in, or otherwise have contact
96 21 with the children receiving services from a children's center.
96 22 The background check requirements shall be substantially
96 23 equivalent to those applied under chapter 237 for a child
96 24 foster care facility provider. The department of human
96 25 services shall not establish program standards or other
96 26 requirements under this section involving program development
96 27 or oversight of the programs provided to the children served
96 28 by children's centers.

centers. Includes staff and other persons that may have contact with the children. Requires the background check requirements to be substantially equivalent to those of a child foster care facility provider.

96 29 EXPLANATION

96 30 This bill relates to and makes appropriations for health
96 31 and human services for fiscal year 2009=2010 to the department
96 32 of veterans affairs, the Iowa veterans home, the department of
96 33 elder affairs, the department of public health, Iowa finance
96 34 authority, state board of regents, department of inspections
96 35 and appeals, and the department of human services.

97 1 GENERAL FUND AND BLOCK GRANT APPROPRIATIONS. This division
97 2 appropriates funding from the general fund of the state for
97 3 the department of elder affairs, the department of public
97 4 health, and the department of veterans affairs.

97 5 The division appropriates funding from the general fund of
97 6 the state and the federal temporary assistance for needy
97 7 families block grant to the department of human services. The
97 8 allocation for the family development and self=sufficiency
97 9 grant program is made directly to the department of human
97 10 rights.

97 11 The reimbursement section addresses reimbursement for
97 12 providers reimbursed by the department of human services.

97 13 SENIOR LIVING TRUST FUND, PHARMACEUTICAL SETTLEMENT

97 14 ACCOUNT, IOWACARE ACCOUNT, HEALTH CARE TRANSFORMATION
ACCOUNT,

97 15 AND PROPERTY TAX RELIEF FUND. This division makes
97 16 appropriations for fiscal year 2009=2010 from the senior
97 17 living trust fund to the department of elder affairs, the
97 18 department of human services, the department of inspections
97 19 and appeals, and the Iowa finance authority.

97 20 Nursing facility accountability measure and payment
97 21 language originally enacted in 2001 and amended in 2008 Iowa
97 22 Acts, chapter 1187, section 33, is amended to provide a
97 23 pay=for=performance methodology commencing July 1, 2009.

97 24 The division makes an appropriation from the pharmaceutical
97 25 settlement account to the department of human services to
97 26 supplement the medical contracts appropriation.

97 27 The division makes appropriations from the IowaCare account
97 28 to the state board of regents for distribution to the
97 29 university of Iowa hospitals and clinics and to the department
97 30 of human services for distribution to a publicly owned acute
97 31 care teaching hospital in a county with a population over
97 32 350,000 related to the IowaCare program and indigent care.

97 33 The division makes an appropriation to the department of human
97 34 services from the health care transformation account for
97 35 various health care reform initiatives. The division includes
98 1 a directive to the department of human services regarding
98 2 renewal of the IowaCare waiver.

98 3 The division provides that if the total amount appropriated
98 4 from all sources for the medical assistance program for fiscal
98 5 year 2009=2010 exceeds the amount needed, the excess remains
98 6 available to be used for the program in the succeeding fiscal
98 7 year.

98 8 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING == FISCAL YEAR
98 9 2009=2010. This division allocates and reduces the
98 10 appropriation made in 2008 Iowa Acts, chapter 1191, for mental
98 11 health, mental retardation, and developmental disabilities
98 12 (MH/MR/DD) services allowed growth factor adjustment funding
98 13 for fiscal year 2009=2010.

98 14 The co=chairpersons of the joint appropriations
98 15 subcommittee on human services are required to appoint a task

98 16 force of stakeholders to review MH/MR/DD funding and services
98 17 during the 2009 legislative interim.
98 18 During the FY 2009=2010 fiscal year, the mental health,
98 19 mental retardation, developmental disabilities, and brain
98 20 injury commission and the Iowa mental health planning council
98 21 established by the department of human services pursuant to
98 22 federal requirements for the community mental health services
98 23 block grant, or the officers of the bodies, are required to
98 24 meet at least quarterly to coordinate the efforts of the
98 25 bodies.

98 26 HEALTH CARE TRUST FUND. This division includes provisions
98 27 relating to health care and makes appropriations from the
98 28 health care trust fund.

98 29 Appropriations are made from the health care trust fund to
98 30 the department of public health for addictive disorders,
98 31 healthy children and families, chronic conditions, and
98 32 community capacity.

98 33 Funds are appropriated from the health care trust fund to
98 34 the department of human services for medical assistance.

98 35 The amount of the standing appropriation of tobacco product
99 1 related proceeds in Code section 453A.35 that is annually
99 2 transferred from the general fund of the state to the health
99 3 care trust fund is reduced to reflect the governor's 2008
99 4 uniform appropriation reduction and other reductions.

99 5 IOWACARE. This division relates to the appropriations made
99 6 for and county property tax levies relating to the IowaCare
99 7 program for FY 2008=2009. The division increases from a total
99 8 of \$34 million to a total of \$38 million the amount of the
99 9 Polk county hospital levy being distributed to the treasurer
99 10 of state for deposit in the IowaCare account. The division
99 11 only affects the second portion of the levy proceeds for the
99 12 period beginning January 1, 2009, and ending June 30, 2009.
99 13 The first portion collected \$17 million and the second portion
99 14 collected under the bill is \$21 million, thereby providing for
99 15 the annual total amount of \$38 million. The division, in
99 16 turn, provides for an increase in the amount of funds
99 17 distributed to Broadlawns Medical Center from the IowaCare
99 18 account from \$40 million to \$46 million, with any amount over

99 19 \$41 million only being allocated if federal funds are
99 20 available to match the amount. This division takes effect
99 21 upon enactment and is retroactively applicable to July 1,
99 22 2008.

99 23 APPROPRIATION=RELATED CHANGES. This division provides
99 24 appropriation=related changes and takes effect upon enactment.

99 25 2008 Iowa Acts, chapter 1187, is amended to provide for FY
99 26 2008=2009 appropriations made for various types of addictive
99 27 disorders from the general fund, the gambling treatment fund,
99 28 and health care trust fund, to remain available to be used for
99 29 addictive disorders in the succeeding fiscal year. This
99 30 authorization is limited to \$1 million in accordance with a
99 31 specified priority order.

99 32 2008 Iowa Acts, chapter 1187, section 4, making the annual
99 33 appropriation and relating to employee positions authorized
99 34 for the Iowa veterans home, is amended by removing the
99 35 limitation on the number of full-time equivalent positions in
100 1 the appropriation to the home for FY 2008=2009.

100 2 2008 Iowa Acts, chapter 1187, section 9 providing an
100 3 appropriation from the general fund for FY 2008=2009 for
100 4 medical assistance, is amended by reducing the total amount of
100 5 the appropriation.

100 6 2008 Iowa Acts, chapter 1187, section 9, relating to an
100 7 allocation of certain moneys for implementation of an
100 8 emergency mental health crisis services system and a mental
100 9 health services system for children and youth, is amended to
100 10 allow the allocations to remain available for those purposes
100 11 until the close of FY 2010=2011. In addition, the department
100 12 of human services is required to revise the project provisions
100 13 to be available for at least 24 months.

100 14 2008 Iowa Acts, chapter 1187, section 12, providing an
100 15 appropriation from the general fund for FY 2008=2009 for state
100 16 supplementary assistance, is amended to allow the
100 17 appropriation to remain available to be used for that purpose
100 18 in the succeeding fiscal year.

100 19 2008 Iowa Acts, chapter 1187, section 32, relating to the
100 20 total maximum state funding amount for the nursing facility
100 21 budget, is amended by reducing the maximum amount.

100 22 2008 Iowa Acts, chapter 1187, section 39, relating to an
100 23 appropriation to the department of elder affairs from the
100 24 senior living trust fund for FY 2008=2009, is amended to allow
100 25 a portion to remain available in succeeding fiscal years to
100 26 match federal funding for the senior nutrition programs.
100 27 2008 Iowa Acts, chapter 1187, section 50, relating to
100 28 appropriations made from various funds for FY 2008=2009 for
100 29 the medical assistance program by providing for transfer of
100 30 unused funds to the senior living trust fund, is amended to
100 31 provide for the funds to instead remain available to be used
100 32 for the medical assistance program in the succeeding fiscal
100 33 year.
100 34 An amendment of prior session law made in 2008 Iowa Acts,
100 35 chapter 1187, section 68, providing for an appropriation made
101 1 for the Vietnam veterans bonus fund to remain available until
101 2 the close of FY 2008=2009, is further amended for the
101 3 appropriation to remain available for an additional fiscal
101 4 year.
101 5 An amendment of prior session law made in 2008 Iowa Acts,
101 6 chapter 1187, section 69, providing for an appropriation made
101 7 for the injured veterans grant program, to remain available
101 8 until the close of FY 2008=2009, is further amended for the
101 9 appropriation to remain available for an additional fiscal
101 10 year.
101 11 2008 Iowa Acts, chapter 1188, section 16, providing
101 12 appropriations over a three=year period for health coverage of
101 13 children under the medical assistance and hawk=i programs, is
101 14 amended to reduce the FY 2008=2009 appropriation by
101 15 approximately \$10.6 million.
101 16 HEPATITIS AWARENESS. This division combines two existing
101 17 programs, the viral hepatitis program and the hepatitis
101 18 awareness program for veterans in Code sections 135.19 and
101 19 135.20. The program specifically for veterans is incorporated
101 20 into the Code section 135.19 program by including the input of
101 21 the Iowa department of veterans affairs.
101 22 SENIOR LIVING COORDINATING UNIT. This division eliminates
101 23 the senior living coordinating unit and places its duties
101 24 under the purview of the commission of elder affairs.

101 25 GAMBLING TREATMENT FUND ELIMINATION. This division
101 26 eliminates the gambling treatment fund and the percentage of
101 27 gambling revenues designated for the fund. These revenues
101 28 will instead be credited to the general fund of the state.
101 29 A transition section provides for the unobligated revenues
101 30 remaining in the gambling treatment fund at the close of FY
101 31 2008=2009 to be transferred to the general fund of the state.
101 32 This section takes effect upon enactment.
101 33 CHILD DEATH REVIEW TEAM. This division shifts the staffing
101 34 responsibility for the child death review team under Code
101 35 section 135.43, from the department of public health to the
102 1 office of the state medical examiner.
102 2 MISCELLANEOUS STATUTORY CHANGES. This division amends
102 3 various Code provisions.
102 4 Code section 123.53, relating to the proceeds from the sale
102 5 of alcoholic beverages, is amended to eliminate language
102 6 providing for at least \$2 million to be appropriated for
102 7 substance abuse treatment. Typically, the annual
102 8 appropriations legislation superseded the language being
102 9 eliminated.
102 10 Code section 234.12A relating to the electronic benefits
102 11 transfer program for the food assistance program, is amended
102 12 to eliminate fees paid to retailers for certain transactions.
102 13 Code section 237B.1, relating to regulation of children's
102 14 centers by the department of human services, is amended to
102 15 require the licensing standards to apply criminal and abuse
102 16 registry check requirements that are substantially equivalent
102 17 to those applied to child foster care facility providers.
102 18 LSB 1004HV 83
102 19 pf/jp/14

Summary Data

General Fund

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Health and Human Services	\$ 1,224,577,120	\$ -52,000,000	\$ 1,249,658,725	\$ 25,081,605	
Grand Total	<u><u>\$ 1,224,577,120</u></u>	<u><u>\$ -52,000,000</u></u>	<u><u>\$ 1,249,658,725</u></u>	<u><u>\$ 25,081,605</u></u>	

Health and Human Services

General Fund

	Estimated Net FY 2009 (1)	Supp-House Appr FY 2009 (2)	House Approp FY 2010 (3)	FY 2010 House Approp. vs. FY 2009 Estimated Net (4)	Page and Line # (5)
<u>Elder Affairs, Dept. of</u>					
Elder Affairs, Dept. of					
Aging Programs	\$ 5,274,444	\$ 0	\$ 4,958,230	\$ -316,214	PG 1 LN 10
Total Elder Affairs, Dept. of	<u>\$ 5,274,444</u>	<u>\$ 0</u>	<u>\$ 4,958,230</u>	<u>\$ -316,214</u>	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Addictive Disorders	\$ 3,035,917	\$ 0	\$ 28,652,500	\$ 25,616,583	PG 3 LN 18
Healthy Children and Families	2,584,835	0	2,249,167	-335,668	PG 6 LN 8
Chronic Conditions	2,162,652	0	2,756,236	593,584	PG 7 LN 2
Community Capacity	1,694,329	0	4,116,847	2,422,518	PG 7 LN 29
Elderly Wellness	9,095,475	0	8,345,779	-749,696	PG 8 LN 29
Environmental Hazards	721,737	0	1,000,391	278,654	PG 9 LN 3
Infectious Diseases	2,795,546	0	1,630,661	-1,164,885	PG 9 LN 14
Public Protection	3,115,215	0	3,569,986	454,771	PG 9 LN 20
Resource Management	1,194,098	0	1,062,517	-131,581	PG 10 LN 11
Prevention and Chronic Care Management	192,093	0	0	-192,093	
Medical Home System	166,790	0	0	-166,790	
Healthy Communities Initiative	892,941	0	0	-892,941	
Gov. Council on Physical Fitness and Nutrition	110,418	0	0	-110,418	
Iowa Health Information Technology System	191,995	0	0	-191,995	
Health Care Access	175,555	0	0	-175,555	
Total Public Health, Dept. of	<u>\$ 28,129,596</u>	<u>\$ 0</u>	<u>\$ 53,384,084</u>	<u>\$ 25,254,488</u>	
<u>Human Services, Dept. of</u>					
General Administration					
General Administration	\$ 16,848,360	\$ 0	\$ 15,252,523	\$ -1,595,837	PG 46 LN 15
Field Operations					
Child Support Recoveries	\$ 15,082,461	\$ 0	\$ 13,420,460	\$ -1,662,001	PG 19 LN 30
Field Operations	69,234,591	0	63,032,831	-6,201,760	PG 46 LN 2
Total Field Operations	<u>\$ 84,317,052</u>	<u>\$ 0</u>	<u>\$ 76,453,291</u>	<u>\$ -7,863,761</u>	
Toledo Juvenile Home					
Toledo Juvenile Home	\$ 7,591,274	\$ 0	\$ 6,754,759	\$ -836,515	PG 31 LN 21

Health and Human Services

General Fund

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Eldora Training School					
Eldora Training School	\$ 12,045,087	\$ 0	\$ 10,717,787	\$ -1,327,300	PG 31 LN 26
Cherokee CCUSO					
Civil Commit. Unit for Sex Offenders	\$ 6,701,758	\$ 0	\$ 6,860,204	\$ 158,446	PG 45 LN 14
Cherokee					
Cherokee MHI	\$ 6,109,285	\$ 0	\$ 5,436,076	\$ -673,209	PG 40 LN 8
Clarinda					
Clarinda MHI	\$ 7,298,531	\$ 0	\$ 6,227,335	\$ -1,071,196	PG 40 LN 20
Independence					
Independence MHI	\$ 10,693,858	\$ 0	\$ 9,503,567	\$ -1,190,291	PG 40 LN 26
Mt Pleasant					
Mt Pleasant MHI	\$ 2,023,008	\$ 0	\$ 1,795,552	\$ -227,456	PG 40 LN 32
Glenwood					
Glenwood Resource Center	\$ 18,903,764	\$ 0	\$ 17,620,487	\$ -1,283,277	PG 41 LN 15
Woodward					
Woodward Resource Center	\$ 12,561,726	\$ 0	\$ 10,929,200	\$ -1,632,526	PG 41 LN 18

Health and Human Services

General Fund

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Assistance					
Family Investment Program/JOBS	\$ 42,060,901	\$ 0	\$ 34,342,700	\$ -7,718,201	PG 17 LN 34
Medical Assistance	645,302,330	-52,000,000	678,038,847	32,736,517	PG 20 LN 25
Health Insurance Premium Payment	570,924	0	508,011	-62,913	PG 26 LN 32
Medical Contracts	13,953,067	0	13,651,503	-301,564	PG 27 LN 9
State Children's Health Ins. (hawk-i)	13,660,852	0	14,629,830	968,978	PG 28 LN 16
State Supplementary Assistance	18,332,214	0	18,412,646	80,432	PG 27 LN 19
Child Care Assistance	40,483,732	0	37,799,472	-2,684,260	PG 28 LN 32
Child and Family Services	88,971,729	0	90,591,451	1,619,722	PG 32 LN 1
Adoption Subsidy	33,656,339	0	34,883,674	1,227,335	PG 38 LN 9
Family Support Subsidy	1,907,312	0	1,697,137	-210,175	PG 39 LN 19
Connors Training	41,984	0	37,358	-4,626	PG 39 LN 33
MI/MR/DD State Cases	13,067,178	0	11,446,288	-1,620,890	PG 42 LN 20
MH/DD Community Services	18,017,890	0	15,790,111	-2,227,779	PG 43 LN 21
MH/DD Growth Factor	54,081,310	0	54,108,770	27,460	
Volunteers	105,717	0	94,067	-11,650	PG 47 LN 13
Medical Assistance, Hawk-i, Hawk-i Expansion	4,728,000	0	4,207,001	-520,999	
Family Planning	738,750	0	10,000	-728,750	PG 47 LN 20
Pregnancy Counseling	197,000	0	100,000	-97,000	PG 47 LN 35
Total Assistance	\$ 989,877,229	\$ -52,000,000	\$ 1,010,348,866	\$ 20,471,637	
Total Human Services, Dept. of	\$ 1,174,970,932	\$ -52,000,000	\$ 1,177,899,647	\$ 2,928,715	
<u>Veterans Affairs, Dept. of</u>					
Veterans Affairs, Dept. of					
General Administration	\$ 1,199,329	\$ 0	\$ 1,067,170	\$ -132,159	PG 10 LN 29
Iowa Veterans Home	14,391,435	0	11,326,650	-3,064,785	PG 11 LN 1
Veterans County Grants	585,599	0	1,000,000	414,401	PG 11 LN 24
War Orphans Educational Assistance	25,785	0	22,944	-2,841	
Total Veterans Affairs, Dept. of	\$ 16,202,148	\$ 0	\$ 13,416,764	\$ -2,785,384	
Total Health and Human Services	\$ 1,224,577,120	\$ -52,000,000	\$ 1,249,658,725	\$ 25,081,605	

Summary Data

Other Funds

	Estimated Net FY 2009 (1)	Supp-House Appr FY 2009 (2)	House Approp FY 2010 (3)	FY 2010 House Approp. vs. FY 2009 Estimated Net (4)	Page and Line # (5)
Health and Human Services	\$ 551,122,941	\$ 0	\$ 413,297,569	\$ -137,825,372	
Grand Total	<u><u>\$ 551,122,941</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 413,297,569</u></u>	<u><u>\$ -137,825,372</u></u>	

Health and Human Services

Other Funds

	Estimated Net FY 2009 (1)	Supp-House Appr FY 2009 (2)	House Approp FY 2010 (3)	FY 2010 House Approp. vs. FY 2009 Estimated Net (4)	Page and Line # (5)
<u>Elder Affairs, Dept. of</u>					
Elder Affairs, Dept. of					
Elder Affairs Operations-SLTF	\$ 8,486,698	\$ 0	\$ 8,486,698	\$ 0	PG 59 LN 13
Total Elder Affairs, Dept. of	\$ 8,486,698	\$ 0	\$ 8,486,698	\$ 0	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Ad. Dis.-Substance Abuse Treatment-GTF	\$ 2,215,000	\$ 0	\$ 0	\$ -2,215,000	
Ad. Dis.-Gambling Treatment Prog.-GTF	5,068,101	0	0	-5,068,101	
Ad. Dis.-Tobacco Use Prev.-HITT	6,928,265	0	0	-6,928,265	
Ad. Dis.-Sub. Abuse Treatment-HITT	13,800,000	0	0	-13,800,000	
Ad. Dis.-Sub. Abuse Prev. for Kids-HITT	1,050,000	0	0	-1,050,000	
Chr. Con-PKU Assistance-HITT	100,000	0	0	-100,000	
Chr. Con.-Iowa Stillbirth Eval.-HITT	26,000	0	0	-26,000	
Chr. Con.-AIDS Drug Assist. Prog.-HITT	275,000	0	0	-275,000	
Healthy Iowans 2010-HITT	2,509,960	0	0	-2,509,960	
Epilepsy Education-HITT	100,000	0	0	-100,000	
Addictive Disorders-HCTF	3,195,164	0	2,748,692	-446,472	PG 72 LN 27
Healthy Children and Families-HCTF	667,700	0	493,574	-174,126	PG 73 LN 23
Chronic Conditions-HCTF	1,164,181	0	891,219	-272,962	PG 74 LN 10
Community Capacity-HCTF	2,790,000	0	2,253,507	-536,493	PG 74 LN 24
Total Public Health, Dept. of	\$ 39,889,371	\$ 0	\$ 6,386,992	\$ -33,502,379	

Health and Human Services

Other Funds

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Human Services, Dept. of					
General Administration					
FIP-TANF	\$ 26,101,513	\$ 0	\$ 26,106,513	\$ 5,000	PG 12 LN 18
Promise Jobs-TANF	13,334,528	0	13,084,528	-250,000	PG 12 LN 22
FaDDS-TANF	2,998,675	0	2,998,675	0	PG 13 LN 2
Field Operations-TANF	18,507,495	0	18,507,495	0	PG 13 LN 13
General Administration-TANF	3,744,000	0	3,744,000	0	PG 13 LN 15
Local Admin. Cost-TANF	2,189,830	0	2,189,830	0	PG 13 LN 17
State Day Care-TANF	18,986,177	0	18,986,177	0	PG 13 LN 19
MH/DD Comm. Services-TANF	4,894,052	0	4,894,052	0	PG 14 LN 5
Child & Family Services-TANF	32,084,430	0	32,084,430	0	PG 14 LN 8
Child Abuse Prevention-TANF	250,000	0	250,000	0	PG 14 LN 10
Training & Technology-TANF	1,037,186	0	1,037,186	0	PG 14 LN 30
HOPES - Transfer to DPH-TANF	200,000	0	200,000	0	PG 14 LN 34
0-5 Children-TANF	7,350,000	0	7,350,000	0	PG 15 LN 3
Child Support Recovery-TANF	200,000	0	0	-200,000	
Child Care Direct Assistance-TANF	8,900,000	0	9,345,000	445,000	
Total General Administration	\$ 140,777,886	\$ 0	\$ 140,777,886	\$ 0	

Health and Human Services

Other Funds

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Assistance					
Pregnancy Prevention-TANF	\$ 1,930,067	\$ 0	\$ 1,930,067	\$ 0	PG 14 LN 12
Medical Supplemental-SLTF	111,753,195	0	16,784,483	-94,968,712	PG 61 LN 27
Medical Contracts-Pharm. Settlement	1,323,833	0	1,323,833	0	PG 62 LN 6
Broadlawns Hospital-ICA	40,000,000	0	46,000,000	6,000,000	PG 64 LN 9
State Hospital-Cherokee-ICA	3,164,766	0	0	-3,164,766	
State Hospital-Clarinda-ICA	687,779	0	0	-687,779	
State Hospital-Independence-ICA	3,146,494	0	0	-3,146,494	
State Hospital-Mt Pleasant-ICA	2,000,961	0	0	-2,000,961	
Medical Examinations-HCTA	556,800	0	556,800	0	PG 65 LN 28
Medical Information Hotline-HCTA	150,000	0	100,000	-50,000	PG 65 LN 32
Health Partnership Activities-HCTA	900,000	0	600,000	-300,000	PG 65 LN 35
Audits, Perf. Eval., Studies-HCTA	400,000	0	125,000	-275,000	PG 66 LN 3
IowaCare Admin. Costs-HCTA	1,132,412	0	1,132,412	0	PG 66 LN 6
Dental Home for Children-HCTA	1,000,000	0	1,000,000	0	PG 66 LN 8
Mental Health Trans. Pilot-HCTA	250,000	0	0	-250,000	
MH/DD Workforce Development	500,000	0	50,000	-450,000	PG 66 LN 13
Medical Assistance-HCTF	114,943,296	0	111,409,156	-3,534,140	PG 76 LN 28
MH/MR/DD Growth-HCTF	7,592,099	0	0	-7,592,099	
General Administration-HITT	274,000	0	0	-274,000	
POS Provider Increase-HITT	146,750	0	0	-146,750	
Other Service Providers Inc.-HITT	182,381	0	0	-182,381	
Child and Family Services-HITT	3,786,677	0	0	-3,786,677	
Broadlawns Admin-HCTA	230,000	0	290,000	60,000	PG 66 LN 18
MH PTRF Medical Asst.	624,000	0	0	-624,000	
Total Assistance	\$ 296,675,510	\$ 0	\$ 181,301,751	\$ -115,373,759	
Total Human Services, Dept. of	\$ 437,453,396	\$ 0	\$ 322,079,637	\$ -115,373,759	
Regents, Board of					
Regents, Board of					
BOR UIHC - IowaCares Expansion Population	\$ 35,969,365	\$ 0	\$ 47,020,131	\$ 11,050,766	PG 63 LN 22
BOR UIHC - IowaCares	27,284,584	0	27,284,584	0	PG 62 LN 16
Total Regents, Board of	\$ 63,253,949	\$ 0	\$ 74,304,715	\$ 11,050,766	

Health and Human Services

Other Funds

	Estimated Net FY 2009 (1)	Supp-House Appr FY 2009 (2)	House Approp FY 2010 (3)	FY 2010 House Approp. vs. FY 2009 Estimated Net (4)	Page and Line # (5)
<u>Inspections & Appeals, Dept. of</u>					
Inspections and Appeals, Dept. of					
Assisted Living/Adult Day Care-SLTF	\$ 1,339,527	\$ 0	\$ 1,339,527	\$ 0	PG 61 LN 1
Total Inspections & Appeals, Dept. of	<u>\$ 1,339,527</u>	<u>\$ 0</u>	<u>\$ 1,339,527</u>	<u>\$ 0</u>	
<u>Iowa Finance Authority</u>					
Iowa Finance Authority					
Rent Subsidy Program-SLTF	\$ 700,000	\$ 0	\$ 700,000	\$ 0	PG 61 LN 11
Total Iowa Finance Authority	<u>\$ 700,000</u>	<u>\$ 0</u>	<u>\$ 700,000</u>	<u>\$ 0</u>	
Total Health and Human Services	<u><u>\$ 551,122,941</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 413,297,569</u></u>	<u><u>\$ -137,825,372</u></u>	

Summary Data

FTE

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Health and Human Services	7,127.55	0.00	7,008.91	-118.64	
Grand Total	<u>7,127.55</u>	<u>0.00</u>	<u>7,008.91</u>	<u>-118.64</u>	

Health and Human Services

FTE

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
<u>Elder Affairs, Dept. of</u>					
Elder Affairs, Dept. of					
Aging Programs	40.50	0.00	39.50	-1.00	PG 1 LN 10
Total Elder Affairs, Dept. of	<u>40.50</u>	<u>0.00</u>	<u>39.50</u>	<u>-1.00</u>	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Addictive Disorders	6.00	0.00	15.60	9.60	PG 3 LN 18
Healthy Children and Families	16.00	0.00	19.10	3.10	PG 6 LN 8
Chronic Conditions	5.00	0.00	10.00	5.00	PG 7 LN 2
Community Capacity	12.00	0.00	27.00	15.00	PG 7 LN 29
Environmental Hazards	2.00	0.00	5.00	3.00	PG 9 LN 3
Infectious Diseases	7.00	0.00	7.00	0.00	PG 9 LN 14
Public Protection	128.00	0.00	128.00	0.00	PG 9 LN 20
Resource Management	10.00	0.00	10.00	0.00	PG 10 LN 11
Ad. Dis.-Gambling Treatment Prog.-GTF	2.95	0.00	0.00	-2.95	
Ad. Dis.-Tobacco Use Prev.-HITT	7.00	0.00	0.00	-7.00	
Healthy Iowans 2010-HITT	4.00	0.00	0.00	-4.00	
Addictive Disorders-HCTF	5.00	0.00	0.00	-5.00	PG 72 LN 27
Healthy Children and Families-HCTF	1.00	0.00	0.00	-1.00	PG 73 LN 23
Chronic Conditions-HCTF	1.00	0.00	0.00	-1.00	PG 74 LN 10
Community Capacity-HCTF	6.00	0.00	0.00	-6.00	PG 74 LN 24
Total Public Health, Dept. of	<u>212.95</u>	<u>0.00</u>	<u>221.70</u>	<u>8.75</u>	
<u>Human Services, Dept. of</u>					
General Administration					
General Administration	407.50	0.00	354.33	-53.17	PG 46 LN 15
Field Operations					
Child Support Recoveries	515.00	0.00	520.00	5.00	PG 19 LN 30
Field Operations	2,130.68	0.00	2,000.13	-130.55	PG 46 LN 2
Total Field Operations	<u>2,645.68</u>	<u>0.00</u>	<u>2,520.13</u>	<u>-125.55</u>	
Toledo Juvenile Home					
Toledo Juvenile Home	126.00	0.00	125.00	-1.00	PG 31 LN 21

Health and Human Services

FTE

	Estimated Net FY 2009	Supp-House Appr FY 2009	House Approp FY 2010	FY 2010 House Approp. vs. FY 2009 Estimated Net	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Eldora Training School					
Eldora Training School	202.70	0.00	202.70	0.00	PG 31 LN 26
Cherokee CCUSO					
Civil Commit. Unit for Sex Offenders	94.50	0.00	105.50	11.00	PG 45 LN 14
Cherokee					
Cherokee MHI	210.00	0.00	205.00	-5.00	PG 40 LN 8
Clarinda					
Clarinda MHI	114.95	0.00	114.95	0.00	PG 40 LN 20
Independence					
Independence MHI	287.66	0.00	287.85	0.19	PG 40 LN 26
Mt Pleasant					
Mt Pleasant MHI	116.44	0.00	116.44	0.00	PG 40 LN 32
Glenwood					
Glenwood Resource Center	938.88	0.00	947.24	8.36	PG 41 LN 15
Woodward					
Woodward Resource Center	733.64	0.00	737.16	3.52	PG 41 LN 18
Assistance					
Family Investment Program/JOBS	0.00	0.00	16.50	16.50	PG 17 LN 34
Health Insurance Premium Payment	21.00	0.00	19.00	-2.00	PG 26 LN 32
Medical Contracts	6.00	0.00	6.00	0.00	PG 27 LN 9
Total Assistance	<u>27.00</u>	<u>0.00</u>	<u>41.50</u>	<u>14.50</u>	
Total Human Services, Dept. of	<u>5,904.95</u>	<u>0.00</u>	<u>5,757.80</u>	<u>-147.15</u>	
<u>Veterans Affairs, Dept. of</u>					
Veterans Affairs, Dept. of					
General Administration	17.20	0.00	17.20	0.00	PG 10 LN 29
Iowa Veterans Home	951.95	0.00	972.71	20.76	PG 11 LN 1
Total Veterans Affairs, Dept. of	<u>969.15</u>	<u>0.00</u>	<u>989.91</u>	<u>20.76</u>	
Total Health and Human Services	<u>7,127.55</u>	<u>0.00</u>	<u>7,008.91</u>	<u>-118.64</u>	